

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5 77 WEST JACKSON BOULEVARD CHICAGO, IL 60604-3590

12/14/12

REPLY TO THE ATTENTION OF:

LR-8J

Mr. Ron Mitchell General Manager Badger Disposal of Wisconsin, Incorporated 5611 West Hemlock Street Milwaukee, Wisconsin 53223

Re: Badger Disposal of Wisconsin, Incorporated

EPA I.D. No.: WID 988 580 056

Dear Mr. Mitchell:

On September 13, 2012, the U.S. Environmental Protection Agency issued a Notice of Violation to Badger Disposal of Wisconsin, Incorporated (Badger Disposal) in response to violations of the hazardous waste exporter regulations identified in information from Badger Disposal and the Bureau of Customs and Border Protection, Department of Homeland Security. Subsequent to EPA's Notice of Violation you submitted additional information regarding the identified violations in correspondence dated October 11, 2012.

This letter is to inform you that EPA has reviewed the referenced response, and does not plan additional enforcement action at this time. This letter does not limit the applicability of the requirements evaluated, or of other federal or state statutes or regulations. EPA and the Wisconsin Department of Natural Resources will continue to evaluate Badger Disposal in the future.

If you have any questions regarding this letter, please contact Michael Cunningham, of my staff, at (312) 886-4464.

Sincerely,

Gary Victorine, Chief

RCRA Branch

cc: Patricia Chabot, WDNR (Patricia.Chabot@Wisconsin.gov)

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April 18, 2012

United States Environmaental Protection Agency Region 5 Attn. Michael Cunningham 77 West Jackson Boulevard Mail Code LR-8J Chicago, IL 60604-3590

Subject: Request for Information

Dear Mr. Cunningham:

Enclosed you will find the response to the Request of Information letter sent to Badger Disposal of WI., Inc. regarding our 2009 Hazardous Waste Export Report to the EPA.

Please note the two errors identified in requests 5 and 6 of the request of information and contact me if there is anything further that needs to be completed to correct these omissions.

Per our phone conversations after receiving this request Badger Disposal will begin to use weights only, instead of gallons, when manifesting all waste for export. I believe that we agree that this will be the best way to match information that is provided on the manifest with the information in the annual report.

If you have any further questions regarding the request of information or this response I can be reached at (414)760-9175 ext 222 or via email at ronm@badgerdisposal.com.

Sincerely,

Badger Disposal of WI., Inc.

Con Mitchel

Ron Mitchell

General Manager

Enclosure

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Request of Information Response Badger Disposal of WI., Inc. U.S. EPA ID Number: WID988580056

- Request 1. This response was prepared by Ron Mitchell, GeneralManager
- Request 2. All materials are weighed on a scale at Badger Disposal prior to export. This is performed to verify that the truck weight is correct for proper transportation of the material and for preparation of the Canadian manifests which is prepared in Kilograms.
- Request 3. All materials are weighed on a scale at Badger Disposal prior to export. This is performed to verify that the truck weight is correct for proper transportation of the material and for preparation of the Canadian manifests which is prepared in Kilograms.
- Request 4. All materials are weighed on a scale at Badger Disposal prior to export. This is performed to verify that the truck weight is correct for proper transportation of the material and for preparation of the Canadian manifests which is prepared in Kilograms.
- Request 5. All materials are weighed on a scale at Badger Disposal prior to export. This is performed to verify that the truck weight is correct for proper transportation of the material and for preparation of the Canadian manifests which is prepared in kilograms. There was an error in the conversion of kilograms into pounds when preparing the annual report. Instead of multiplying by the correct conversion of kilograms into pounds the kilograms were divided into pounds resulting in the 2,375 pounds that was reported. The actual weight should have been reported as 11,495 lbs.
- Request 6. The waste Environmentally Hazardous Substances, Liquid, N.O.S. (sodium sulfide) UN3082 shipping name material was inadvertently included in the report with the Waste Environmentally Hazardous Substances, Solid, N.O.S. UN3077 shipping name material.

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I certify under the penalty of law that I have examined and am familiar with the information submitted in responding to this information request for production of documents. Based on my review of all relevant documents and inquiring of those individuals immediately responsible for providing all relevant information and documents, I believe that the information submitted is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment.

Ron Mitchell

Badger Disposal of WI., Inc.

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, D.C. 20460

AUG 2 6 2010

ENFORCEMENT SENSITIVE AND CONFIDENTIAL

OFFICE OF ENFORCEMENT AND COMPLIANCE ASSURANCE

MEMORANDUM

SUBJECT:

Referral of Badger Disposal of Wisconsin, Inc., Milwaukee, WI, for Failure to

Accurately Report the Total Amount of Hazardous Waste Shipped in its 2009

Annual Report of Hazardous Waste Exports, in Violation of 40 CFR

§262.56(a)(4) and 262.56(a)(6)

FROM:

Robert G. Heiss, Director EUK for R64

International Compliance Assurance Division

Office of Federal Activities

TO:

Mary S. Setnicar

RCRA Enforcement Manager

Region V

I. Summary

As provided in the RCRA regulations, our office is designated to receive notifications of intent to export from primary exporters of hazardous waste, 40 CFR §262.53(b); to issue acknowledgments of consent to primary exporters following consent by the receiving country, 40 CFR §262.53(f); to receive shipment manifests for each hazardous waste exported, 40 CFR §262.20; and to receive annual export reports, 40 CFR §262.56. Based on our review of documents available to us, we have determined that Badger Disposal of Wisconsin, Inc., Milwaukee, WI (Badger), filed an inaccurate 2009 Primary Exporter of Hazardous Waste Annual Report with our office, contrary to 40 CFR §262.56. Accordingly, we are referring this matter to your office for review and initiation of appropriate enforcement action.

Both the statutory and regulatory requirements to report exports of hazardous wastes should be strictly enforced to ensure adequate environmental protection. The failure of Badger, as primary exporter, to submit an accurate annual report is extremely harmful to the program and prevents EPA from discharging its reporting commitments under international agreements. Because the annual report provides a reconciliation of data pertaining to the exporter's transboundary movements during the year, it enables EPA to verify the completeness of shipping information reflected in the individual RCRA hazardous waste manifests obtained from the U.S. Bureau of Customs and Border Protection, Department of Homeland Security (Customs). Discrepancies in documentation may lead to inquiries about proper handling or disposal of

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wastes in a manner consistent with applicable environmental requirements. Moreover, annual reports provide the best available information for purposes of reporting annual shipments of hazardous waste from the United States.

II. Regulatory Requirements

1. Parties

- a. "Primary exporter" is defined in 40 CFR §262.51 as "any person who is required to originate the manifest for a shipment of hazardous waste in accordance with 40 CFR §262, subpart B, or equivalent State provision, which specifies a treatment, storage, or disposal facility in a receiving country as the facility to which the hazardous waste will be sent and any intermediary arranging for the export."
- b. "Generator" is defined in 40 CFR §260.1 as "any person whose act or process produces hazardous waste or whose act first causes hazardous waste to be subject to regulation"

2. Annual Report

The RCRA regulations, at 40 CFR §262.56(a) ("Annual Report"), provide, in pertinent part, that

[p]rimary exporters of hazardous waste shall file with the Administrator no later than March 1 of each year, a report summarizing the types, quantities, frequency, and ultimate destination of all hazardous waste exported during the previous calendar year.

Subparagraph (a)(4) provides that the annual report shall include:

By consignee, for each hazardous waste exported, a description of the hazardous waste, the EPA hazardous waste number (from 40 CFR part 261, subpart C or D), DOT hazard class, the name and US EPA ID number (where applicable) for each transporter used, the total amount of waste shipped and number of shipments pursuant to each notification . . .

Subparagraph (a)(6) requires the report to include a certification "signed by the primary exporter" which states:

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information including the possibility of fine and imprisonment. Evidentiary Basis

III. Evidence

We have attached copies of the following documents:

- 1. Summary of 2009 Hazardous Waste Exports by Badger, to Stablex Canada, Inc., prepared by EPA.
- 2. Summary of 2009 Export Violations to Stablex Canada, Inc., prepared by EPA.
- 3. A copy of the 2009 Annual Export Report filed by Badger, dated March 1, 2010, with certification signed by Ron Mitchell.
- 4. Fourteen (14) uniform hazardous waste manifests documenting shipments of hazardous waste from Badger to Stablex Canada, Inc.

IV. Discussion

Apparent export violations by Badger to Stablex are found in the attached Summary of 2009 Export Violations, grouped by UN number. Manifests which were sent to EPA by Customs were used to determine the amount of waste that Badger actually exported. All manifested RCRA regulated waste with EPA waste codes was grouped by UN number. Actual amounts exported are found in the attached Summary of 2009 Hazardous Waste Exports.

Of 14 hazardous waste streams exported in 2009, Badger failed to accurately report 4: UN1479, Waste Oxidizing Solid, N.O.S.; UN1849, Waste Environmentally Hazardous Substances, Liquid, N.O.S.; UN3098, Oxidizing Liquid, Corrosive, N.O.S.; and UN3264, Waste Corrosive Liquids, N.O.S. Badger also failed to report all exports of UN3082, Waste Environmentally Hazardous Substances, Liquid, N.O.S. Manifests which were sent to EPA by Customs were used to determine the amount of waste that Badger actually exported. Apparent violations are as follows:

Hazardous	Amount in	Amount in	Amount
Waste Type	Annual Report	Manifests	Underreported
(UN/NA)	(pounds)	(pounds)	(pounds)
UN1479	11119	12303	1184
UN1849	57	116	59
UN3098	1079	10995	9916
UN3264	2375	10995	8620
UN3082	0	458	458

Badger apparently violated the reporting requirement found at 40 CFR §262.56(a)(4) and the certification pursuant to 40 CFR §262.56(a)(6) that the information provided in the Annual Report be "true, accurate, and complete" by failing to accurately report its exports of UN1479, UN3082, UN3098, and UN3264. All other elements of Badger's 2009 hazardous waste exports are in compliance.

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V. Next Steps

We look forward to your reviewing the referred matters at your earliest convenience. The originals of the referenced attachments are available in my office as needed. If you have any questions, please contact Eva Kreisler of my staff at (202) 564-8186. Please keep us advised of any developments.

Attachments

cc: Rosemarie Kelley w/out attachments

Badger Disposal of WI, Inc., Milwaukee, WI 53223 WID988580056 Summary of 2009 Export Violations to Stablex Canada, Inc.

waste <u>type</u>	annual report <u>amount</u>	manifest <u>amount</u>	unreported <u>amount</u>	undereported <u>amount</u>
UN1479	11119	12303	0	1184
UN1588	6732	5131	0	0
UN1849	57	116	0	59
UN1935	67846	50987	0	0
UN2922	2198	458	0	0
UN3077	6802	4581	0	0
UN3082	0	458	458	0
UN3085	5729	708	0	0
UN3093	9887	8246	0	0
UN3098	1079	10995	0	9916
UN3264	2375	10995	0	8620
UN3287	2977	499	0	0
UN3288	5724	3207	0	0
UN3289	3238	1374	0	0
	in pounds	in pounds	in pounds	in pounds

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When used internationally affix customs declarations (PS Form 2976, or 2976A).



Flat Rate Mailing Envelope For Domestic and International Use



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Mailing Label Label 11-F. April 2004

EXPRESS

Post Office To Addressee

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9	GUSTOMERUSEONIS METHODO OF PATMENT: Express NAX COPYSIA Raci. MA FROM: PLEASE PRINT) Badyar Dispisal of WI., Inc. 5611 West Hamlock Street Milwankee (WI 53273	TO: PLEASE PRINT) TO: PLEASE PRINT) PHONE (200) 1564-4369 US EPA Affic I Rios Building Mail Gods: 2254A 1200 Pennsylvania Avenue, NW Washington, OC 20460 Attn: International Compliance Assumance



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We Deliver!



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Badger Disposal of WI, Inc., Milwaukee, WI 53223 WID988580056 Summary of 2009 Hazardous Waste Exports to Stablex Canada, Inc.

UN1479 55 50 137 320 385 85 150 55 120 120	UN1588 135 28 149 139 55 110	<u>UN1849</u> <u>14</u>	UN1935 1686 200 3575 275 330 <u>55</u>	<u>UN2922</u> <u>55</u>	<u>UN3077</u> 550	<u>UN3082</u> <u>55</u>	<u>UN3085</u> 55 <u>30</u>	<u>UN3093</u> 715 165 <u>110</u>	<u>UN3098</u> 55 55 440 715 <u>55</u>	<u>UN3264</u> 55 440 <u>825</u>	<u>UN3287</u> 5 55	<u>UN3288</u> 220 165	<u>UN3289</u> <u>165</u>
1477	616	14	6121	55	, 550	55	85	990	1320	1320	60	385	165
<u>x 8.33</u>	<u>x 8.33</u>	<u>x 8.33</u>	<u>x 8.33</u>	<u>x 8.33</u>	<u>x 8.33</u>	<u>x 8.33</u>	<u>x 8.33</u>	<u>x 8.33</u>	<u>x 8.33</u>	<u>x 8.33</u>	<u>x 8.33</u>	<u>x 8.33</u>	<u>x 8.33</u>
12303	5131	116	50987	458	4581	458	708	8246	10995	10995	499	3207	1374



2009 EPA Hazardous Waste Export Shipment Report

Badger Disposal of WI., Inc. 5611 West Hemlock Street Milwaukee, Wisconsin 53223

EPA ID No.: WID988580056

Waste Description	Shipping Name	Class	(UN/NA)			
12833 Cyanide Solutions	RQ, Waste Cyanide Solutions n.o.s.	6.1	UN1935			
EPA Waste No.	D003, F009,D002,F007,D011,D006,D007,I	0008,P029,P098				
Transporter:	Freehold Cartage, Inc.	EPA ID No. NJD054126164				
Consignee:	Stablex Canada, Inc.					
Total Shipments	4 Total	Volume: 67,846 lbs				
Waste Description	Shipping Name	Class	(UN/NA)			
12832 Cyanide Solids	RQ, Waste Cyanides, Solid, Inorganic, n.o.s	6.1	UN1588			
EPA Waste No.	D003,P029,P098,F011,F007,D002,D007,D	800				
Transporter:	Freehold Cartage, Inc.	EPA ID No. NJD0	54126164			
Transporter: Consignee:	Freehold Cartage, Inc. Stablex Canada, Inc.	EPA ID No. NJD0	54126164			
•	•	EPA ID No. NJD0 Total Volume: 6,7				
Consignee:	Stablex Canada, Inc.					
Consignee: Total Shipments: Waste Description	Stablex Canada, Inc. 3 Shipping Name	Total Volume: 6,7 Class				
Consignee: Total Shipments:	Stablex Canada, Inc.	Total Volume: 6,7 Class	32 lbs			
Consignee: Total Shipments: Waste Description	Stablex Canada, Inc. 3 Shipping Name	Total Volume: 6,7 Class 6.1	32 lbs (<u>UN/NA</u>)			
Consignee: Total Shipments: Waste Description 19156 Cyanide Liquid	Stablex Canada, Inc. 3 Shipping Name RQ, Waste Toxic Liquids, Inorganic, N.O.S	Total Volume: 6,7 Class 6.1 003,D008,D006,	32 lbs (<u>UN/NA</u>)			
Consignee: Total Shipments: Waste Description 19156 Cyanide Liquid	Stablex Canada, Inc. 3 Shipping Name RQ, Waste Toxic Liquids, Inorganic, N.O.S D004, P012, P011, P087, P114, P010, D010, D0	Total Volume: 6,7 Class 6.1 003,D008,D006,	32 lbs (<u>UN/NA)</u> UN3287			
Consignee: Total Shipments: Waste Description 19156 Cyanide Liquid EPA Waste No.	Stablex Canada, Inc. 3 Shipping Name RQ, Waste Toxic Liquids, Inorganic, N.O.S D004,P012,P011,P087,P114,P010,D010,D0 P098,P106,P029,P104,D007,D011,D005,U	Total Volume: 6,7 Class 6.1 003,D008,D006, 204,F007,P030	32 lbs (<u>UN/NA)</u> UN3287			

5611 W. Hemlock St. Milwaukee, WI 53223

866-271-0961 • 414-760-9175 • Fax: 414-760-9189 • www.badgerdisposal.com

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Waste Description	Shipping Name	Class	(UN/NA)	
012833 Cyanide Liquid	RQ, Waste Toxic Solid, Corrosive	6.1(8)	UN3289	
	Inorganic, N.O.S.			
EPA Waste No.	F009,D002,D008,D011			
Transporter:	Freehold Cartage, Inc.	EPA ID No. NJD054126164		
Consignee:	Stablex Canada, Inc.			
Total Shipments:	2	Total Volume: 3,238 lbs		
Waste Description	Shipping Name	Class	(UN/NA)	
Waste Description 12887 Neutral Solid	Shipping Name Waste Environmentally Hazardous	Class 9	(UN/NA) UN3077	
_				
_	Waste Environmentally Hazardous			
12887 Neutral Solid	Waste Environmentally Hazardous Substances, Solid, N.O.S.		UN3077	
12887 Neutral Solid EPA Waste No.	Waste Environmentally Hazardous Substances, Solid, N.O.S. D003,F007,F008	9	UN3077	
12887 Neutral Solid EPA Waste No. Transporter:	Waste Environmentally Hazardous Substances, Solid, N.O.S. D003,F007,F008 Freehold Cartage, Inc.	9	UN3077 54126164	

"I certify under penalty of law that I have personally examined and am familiar with the information submitted in this and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information including the possibility of fine and imprisonment."

Signature: Amtelell Date: 3/1/10

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Waste Description	Shipping Name	Class	(UN/NA)
012831 Oxidizing Liquid	RQ, Waste Corrosive Liquid, Oxidizing,	8(5.1)	UN3093
	N.O.S.		
EPA Waste No.	D002,D001		
Transporter:	Freehold Cartage, Inc.	EPA ID No. NJD	054126164
Consignee:	Stablex Canada, Inc.		
Total Shipments:	3	Total Volume: 9,	887 lbs
Waste Description	Shipping Name	Class	(UN/NA)
12830 Acid Liquid	RQ, Waste Corrosive Liquids, N.O.S.	8	UN3264
EPA Waste No.	D002,D007		
Transporter:	Freehold Cartage, Inc.	EPA ID No. NJD	054126164
Consignee:	Stablex Canada, Inc.		
Total Shipments:	1	Total Volume: 2,	375 lbs
Waste Description	Shipping Name	Class	(UN/NA)
13196 Neutral Solid	RQ, Waste Sodium Sulfide	8	UN1849
EPA Waste No.	D002,D003		
Transporter:	Freehold Cartage, Inc.	EPA ID No. NJD	054126164
Consignee:	Stablex Canada, Inc.		
Total Shipments:	1	Total Volume: 57	7 lbs
Waste Description	Shipping Name	Class	(UN/NA)
012832 Cyanide Solid	RQ, Waste Toxic Solid, Inorganic, N.O.S.	6.1	UN3288
EPA Waste No.	D003,D006,D007,F009,D006,D011,F006		
Transporter:	Freehold Cartage, Inc.	EPA ID No. NJD	054126164
Consignee:	Stablex Canada, Inc.		
Total Shipments:	3	Total Volume: 5,	724 lbs
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EPA Waste No. D001,D005,D006,D007,D008,D011,D003,D002 Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc. Total Shipments: Shipping Name Class (UN/NA 12830 Acid Liquid RQ, Waste Corrosive Liquids, Toxic, N.O.S. EPA Waste No. D002,U134,D004,D006,D007,D008,D009,D010,D011, U204,F008 Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc. Total Shipments: 2 Total Volume: 2,198 lbs Waste Description Shipping Name Class (UN/NA 13187 Oxidizing Solid RQ, Waste Oxidizing Solid, Corrosive, N.O.S. 5.1 (8) UN3085 EPA Waste No. D002,D001,D007 Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc. Total Shipments: 2 Total Volume: 5,729 lbs Waste Description Shipping Name Class (UN/NA Consignee: Stablex Canada, Inc. Total Shipments: 2 Total Volume: 5,729 lbs	Waste	Description	Shipping Name	C	lass	Code <u>(UN/NA)</u>		
Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc. Total Shipments: 4 Total Volume: 11,119 lbs Waste Description Shipping Name Class (UN/NA 12830 Acid Liquid RQ, Waste Corrosive Liquids, Toxic, N.O.S. 8 (6.1) UN2922 EPA Waste No. D002,U134,D004,D006,D007,D008,D009,D010,D011, U204,F008 Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc. Total Shipments: 2 Total Volume: 2,198 lbs Waste Description Shipping Name Class (UN/NA 13187 Oxidizing Solid RQ, Waste Oxidizing Solid, Corrosive, N.O.S. 5.1 (8) UN3085 EPA Waste No. D002,D001,D007 Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc. Total Shipments: 2 Total Volume: 5,729 lbs Waste Description Shipping Name Class (UN/NA 13198 Oxidizing Liquid RQ, Waste Oxidizing Liquid, Corrosive. 5.1(8) UN3098 N.O.S. EPA Waste No. D001.D002,D004,D005,D006,D007,D008,D011 Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc. EPA ID No. NJD054126164	13189	Oxidizer Solid	RQ, Waste Oxidizing Solid, N.O.S.	5.	.1	UN1479		
Consignee: Stablex Canada, Inc. Total Shipments: 4 Total Volume: 11,119 lbs Waste Description Shipping Name Class (UN/NA 12830 Acid Liquid RQ, Waste Corrosive Liquids, Toxic, N.O.S. 8 (6.1) UN2922 EPA Waste No. D002,U134,D004,D006,D007,D008,D009,D010,D011,		EPA Waste No.	D001,D005,D006,D007,D008,D011,D003,D	0002				
Total Shipments: 4 Total Volume: 11,119 lbs Waste Description Shipping Name Class (UN/NA 12830 Acid Liquid RQ, Waste Corrosive Liquids, Toxic, N.O.S. 8 (6.1) UN2922 EPA Waste No. D002,U134,D004,D006,D007,D008,D009,D010,D011,		Transporter:	Freehold Cartage, Inc.	EPA ID	No. NJD0	54126164		
Waste Description Shipping Name Class (UN/NA 12830 Acid Liquid RQ, Waste Corrosive Liquids, Toxic, N.O.S. 8 (6.1) UN2922 EPA Waste No. D002,U134,D004,D006,D007,D008,D009,D010,D011, U204,F008 Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc. Total Shipments: 2 Total Volume: 2,198 lbs Waste Description Shipping Name Class (UN/NA 13187 Oxidizing Solid RQ, Waste Oxidizing Solid, Corrosive, N.O.S. 5.1 (8) UN3085 EPA Waste No. D002,D001,D007 Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc. Total Shipments: 2 Total Volume: 5,729 lbs Waste Description Shipping Name Class (UN/NA 13198 Oxidizing Liquid RQ, Waste Oxidizing Liquid, Corrosive. 5.1(8) UN3098 N.O.S. EPA Waste No. D001,D002,D004,D005,D006,D007,D008,D011 Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc.		Consignee:	Stablex Canada, Inc.					
Acid Liquid RQ, Waste Corrosive Liquids, Toxic, N.O.S. 8 (6.1) UN2922 EPA Waste No. D002,U134,D004,D006,D007,D008,D009,D010,D011, U204,F008 Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc. Total Shipments: 2 Total Volume: 2,198 lbs Waste Description Shipping Name Class (UN/NA 13187 Oxidizing Solid RQ, Waste Oxidizing Solid, Corrosive, N.O.S. 5.1 (8) UN3085 EPA Waste No. D002,D001,D007 Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc. Total Shipments: 2 Total Volume: 5,729 lbs Waste Description Shipping Name Class (UN/NA 013198 Oxidizing Liquid RQ, Waste Oxidizing Liquid, Corrosive. 5.1(8) UN3098 N.O.S. EPA Waste No. D001,D002,D004,D005,D006,D007,D008,D011 Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc.		Total Shipments:	4	Total Vo	lume: 11,	119 lbs		
EPA Waste No. D002,U134,D004,D006,D007,D008,D009,D010,D011, U204,F008 Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc. Total Shipments: 2 Total Volume: 2,198 lbs Waste Description Shipping Name Class (UN/NA 13187 Oxidizing Solid RQ, Waste Oxidizing Solid, Corrosive, N.O.S. 5.1 (8) UN3085 EPA Waste No. D002,D001,D007 Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc. Total Shipments: 2 Total Volume: 5,729 lbs Waste Description Shipping Name Class (UN/NA 013198 Oxidizing Liquid RQ, Waste Oxidizing Liquid, Corrosive. 5.1(8) UN3098 N.O.S. EPA Waste No. D001,D002,D004,D005,D006,D007,D008,D011 Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc.	Waste	Description	Shipping Name	C	lass	(UN/NA)		
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Consignee: Stablex Canada, Inc. Total Shipments: 2 Total Volume: 2,198 lbs Waste Description Shipping Name Class (UN/NA 13187 Oxidizing Solid RQ, Waste Oxidizing Solid, Corrosive, N.O.S. 5.1 (8) UN3085 EPA Waste No. D002,D001,D007 Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc. Total Shipments: 2 Total Volume: 5,729 lbs Waste Description Shipping Name Class (UN/NA 013198 Oxidizing Liquid RQ, Waste Oxidizing Liquid, Corrosive. 5.1(8) UN3098 N.O.S. EPA Waste No. D001.D002,D004,D005,D006,D007,D008,D011 Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc.		EPA Waste No.		D010,D01	1,			
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Waste Description Shipping Name Class (UN/NA 13187 Oxidizing Solid RQ, Waste Oxidizing Solid, Corrosive, N.O.S. 5.1 (8) UN3085 EPA Waste No. D002,D001,D007 Transporter: Freehold Cartage, Inc. Consignee: Stablex Canada, Inc. Total Shipments: 2 Total Volume: 5,729 lbs Waste Description Shipping Name Class (UN/NA 013198 Oxidizing Liquid RQ, Waste Oxidizing Liquid, Corrosive. N.O.S. EPA Waste No. D001,D002,D004,D005,D006,D007,D008,D011 Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc.		Consignee:	Stablex Canada, Inc.		•			
A Separation Solid RQ, Waste Oxidizing Solid, Corrosive, N.O.S. 5.1 (8) UN3085 EPA Waste No. D002,D001,D007 Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc. Total Shipments: 2 Total Volume: 5,729 lbs Waste Description Shipping Name Class (UN/NA 013198 Oxidizing Liquid RQ, Waste Oxidizing Liquid, Corrosive. 5.1(8) UN3098 N.O.S. EPA Waste No. D001.D002,D004,D005,D006,D007,D008,D011 Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc.		Total Shipments:	2	Total Vo	lume: 2,19	98 lbs		
EPA Waste No. D002,D001,D007 Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc. Total Shipments: 2 Total Volume: 5,729 lbs Waste Description Shipping Name Class (UN/NA D13198 Oxidizing Liquid RQ, Waste Oxidizing Liquid, Corrosive. 5.1(8) UN3098 N.O.S. EPA Waste No. D001.D002,D004,D005,D006,D007,D008,D011 Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc.	Waste	Description	Shipping Name	C	lass	(UN/NA)		
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Waste Description Shipping Name Class (UN/NA 013198 Oxidizing Liquid RQ, Waste Oxidizing Liquid, Corrosive. 5.1(8) UN3098 N.O.S. EPA Waste No. D001.D002,D004,D005,D006,D007,D008,D011 Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc.		Consignee:	Stablex Canada, Inc.					
N.O.S. EPA Waste No. D001.D002,D004,D005,D006,D007,D008,D011 Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc.		Total Shipments:	2	Total Vo.	lume: 5,72	29 lbs		
N.O.S. EPA Waste No. D001.D002,D004,D005,D006,D007,D008,D011 Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc.	Waste	Description	Shipping Name	C	lass	(UN/NA)		
Transporter: Freehold Cartage, Inc. EPA ID No. NJD054126164 Consignee: Stablex Canada, Inc.	013198	8 Oxidizing Liquid		5.	.1(8)	UN3098		
Consignee: Stablex Canada, Inc.	EPA Waste No.							
		Transporter:	Freehold Cartage, Inc.	EPA ID 1	No. NJD0:	54126164		
Total Shipments: 2 Total Volume: 1,079 lbs		Consignee:	Stablex Canada, Inc.					
		Total Shipments:	2	Total Vo	lume: 1,07	79 lbs		

Please punt or type. (Form designed for use on elite (12-pitch) typewriter.) Form Approved, OMB No. 2050, 0039 UNIFORM HAZARDOUS 1. Generator ID Number 2. Page 1 of | 3. Emergency Response Phone 4. Manifest Tracking Number 005357894 WASTE MANIFEST WID988580056 (414)236-1080 5. Generator's Name and Mailing Address Generator's Site Address (if different than mailing address) Badger DIsposal of WI., Inc. 5611 West Hemlock Street Milwaukee, WI 53223 Generator's Phone: (414)760-9175 6. Transporter 1 Company Name U.S. EPA ID Number Freehold Cartage, Inc. NJD054126164 7. Transporter 2 Company Name U.S. EPA ID Number 8. Designated Facility Name and Site Address U.S. EPA ID Number Stablex Canada, Inc. 760 Industrial Blvd Blainville, QC JVC 3V4 NYD980756415 Facility's Phone: (450)430-9230 9b. U.S. DOT Description (including Proper Shipping Name, Hazard Class, ID Number, 10. Containers 11. Total 12 Unit and Packing Group (if any)) 13. Waste Codes Quantity Wt./Vol. No. UN1479, RQ, Waste Oxidizing Solid, GENERATOR D001D005 D006 X N.O.S. (potassium Nitrate, cupric D007D008 | D011 1 <u>nitrate), 5.1, PG II</u> DF 55 G ² UN3098, RQ, Waste Oxidizing Liquid, D001D002 D007 X | Corrosive, N.O.S. (nitric acid, chromium trioxide) 5.1(8), PG II D011 DM55 ³ UN3098, RQ, Waste Oxidizing Liquid, D001D002 D007 X Corrosive, N.O.S. (nitric acid, chromic acid) 5.1(8), PG II D008D011 D004 1 DM 55 ⁴ UN3264, RQ, Waste Corrosive Liquid, D002 X Acidic, Inorganic, N.O.S. (sulfuric acid, hypophosphorous acid) 8, PG II 55 DF 1.LP#00115561 APP#013198 ERG#140 2.LP#00124655 APP#013195 ERG#140 3.LP#00123762 APP#013195 ERG#140 D005,D006 LP#00097799 APP#013195 FRG#154 15. GENERATOR'S/OFFEROR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by the proper shipping name, and are classified, packaged, marked and labeled/placarded, and are in all respects in proper condition for transport according to applicable international and national governmental regulations. If export shipment and I am the Primary Exporter, I certify that the contents of this consignment conform to the terms of the attached EPA Acknowledgment of Consent. I certify that the waste minimization statement identified in 40 CFR 262.27(a) (if I am a large quantity generator) or (b) (if I am a small quantity generator) is true Generator's/Offeror's Printed/Typed Name Badger DIsposal Month Day Year Ron Mitchell/GEneral <u>Manager</u> 26 16. International Shipments Port of entry/exit Lawsdawne and HoxANDRAG Import to U.S. Export from U.S. Transporter signature (for exports only): Date leaving U.S.: Feb ZOOG 17. Transporter Acknowledgment of Receipt of Materials Fransporter 1 Printed/Typed Name RANSPOR Month Day Year <u>CR 106</u> 18. Discrepancy 18a. Discrepancy Indication Space Туре Quantity __ Residue Partial Rejection _ Full Rejection Manifest Reference Number: **GNATED FACILITY** 18b. Alternate Facility (or Generator) U.S. EPA ID Number 18c. Signature of Alternate Facility (or Generator) Month Day 19. Hazardous Waste Report Management Method Codes (i.e., codes for hazardous waste treatment, disposal, and recycling systems) 20. Designated Facility Owner or Operator: Certification of receipt of hazardous materials covered by the manifest except as noted in Item 18a Printed/Typed Name Signature Month Day Year

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1	UNI	FORM HAZARDOUS WASTE MANIFEST 21. Generator ID Number	22. Page	23. Manife:	t Tracking Nur	nber			
Ш		(Continuation Sheet) WID988580056	2 of :	4 (05357	894J	JK		
	24. 6	enerator's Name							
۱		Badger Disposal of WI., Inc.	,						
H									
П	25.	ransporter Company Name			U.S. EPA ID N	umber			
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	26. 1	ransporter Company Name			U.S. EPA ID N	lumber			
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Ш	27a. HM	27b. U.S. DOT Description (including Proper Shipping Name, Hazard Class, ID Number, and Packing Group (if any))	28. Contain		29. Total	30. Unit	31.\	Waste Codes	
Ш	11101		No.	Туре	Quantity	Wt./Vol.			
П	x	5. UN2922, RQ, Waste Corrosive Liquid, Toxic, N.O.S. (hydrofluoric acid,	-				בחחם	11134	D004
П	į	phosphoric acid) 9/6 1) DC II	4	D.E.	اد اد د				
Ш	-	phosphoric acid) 8(6.1), PG II 6. UN3287, Waste Toxic Liquid,	1	DF	55	G	D006	D007	D008
Ш	\ \nu	Inorganic, N.O.S. (arsenic trioxide,					D004	P012	P011
Ш	Α.	arsenic pentoxide) 6.1, PG I	1 1	DF	5				ĺ
Ш	-	dischie pencoxide, v.i, Pd i		Dr.			PU8/	P114	P010
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	3 <u>2</u> . S	pecial Handling Instructions and Additional Information					<u> </u>	i	<u></u>
	5.	Decial Handling Instructions and Additional Information LP#00093246 APP#019516 ERG#154 D009, D01 LP#00088662 APP#013196 ERG#151 D010	0,D011,	U204					
	0.	LP#00088662 APP#013196 ERG#151 D010							
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_	33. T	ansporterAcknowledgment of Receipt of Materials							
12	Printe	rd/Typed Name Signature			•		Мо	nth Day	/ Year
TRANSPORTER	<u>L</u>							- 1	
SS	34. T	ansporterAcknowledgment of Receipt of Materials							
2	Printe	nd/Typed Name Signature	•				Мо	nth Day	/ Year
Ĺ	<u> </u>								
≥	35. U	iscrepancy							
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ĻΑ.	$oxed{X}$								
追	36 1	azardous Waste Report Management Method Codes (i.e., codes for hazardous waste treatment, disposal, and	toqualine exet		······································				
DESIGNATED PACILITY	J. 70. F	azarooda wasta nepon wanagemeni weutuu codes (i.e., codes for nazardous wasta treatment, disposal, and l 	recycling systems)			ı			
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	L	8700-22A (Pay 2 0E) Brazing aditions are absolute		***					

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1	UNIFORM HAZARDOUS WASTE MANIFEST	ŀ	8580056	2. Page 1 of		делсу Response 4)236 -		4. Manifest		7 ⁹ 1	3 J.	IK	
	5. Generator's Name and Mailing Address Badger Disposal of WI., Inc. Generator's Site Address (if different than mailing address)												
	5611 West Hemlock Street												
	Milwaukee, WI 53223												
	Generator's Phone: (414)760-9175 6. Transporter 1 Company Name U.S. EPA ID Number												
									U.S. EPA ID Number				
	Freehold Cartage, Inc. 7. Transporter 2 Company Name							NJD054126164					
	7. Transporter 2 Company Name U.S. EPA ID Number												
	B. Designated Facility Name and Site Address U.S. EPA ID Number												
	Stablex Canada, Inc.								The state of the s				
	760 Industrial Blvd. Blainville, QC JVC 3V4												
	Facility's Phone: (450)430-9230								NYD980756415				
	9a. 9b. U.S. DOT Description (including Proper Shipping Name, Hazard Class, ID Number, 10. Containers							11. Total 12. Unit					
	HM and Packing Group (if any))					No, Type		Quantity	Wt./Vol.	13.	13. Waste Codes		
œ	UN3098, RQ, Waste Oxidizing Liquids,						,,			D001	D002	D007	
GENERATOR		•	(chromic a			0		1111	i	וטטעו	DUUZ	1000	
띮			(8), PG II			8	DF	440	G				
E	UN3093,	UN3093, RQ, Waste Corrosive Liquids, X Oxidizing, N.O.S. (nitric acid,								D001	מממ		
1			(HILLIE ac	ıια,		13	DF	715	_G ·				
			e Corrosive	Liquide		1-2	17.1	g 9'	-		_		
П	X N.O.S. (1				Į.	_				D002	DO07		
	8. PG II					8 1	DF	144D	G				
	_ ⁴ UN3264,	RQ, Waste	e Corrosive	Liquids	,		***************************************				A		
	X N.O.S.	(hydrofluo	oric acid,	sulfuric		~		O man		D002	1000 I		
	acid) 8	, PG II				ر خ	TP	000	G				
	14. Special Handling Instructions and Additional Information 1.WS#307-150 APPStablex Code:013181 ERG#140 BDI#											.	
4	2.WS#307-150 Stablex Code:012831 ERG#140												
	3.WS#1500173 Stablex Code:012830 ERG#154 4.WS#1500173 Stablex Code:012830 ERG#154												
	15. GENERATOR'S/OFFERO	NERATOR'S/OFFEROR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by the proper shipping name, and are classified, packaged,											
	marked and labeled/placa Exporter, I certify that the	marked and labeled/placarded, and are in all respects in proper condition for transport according to applicable international and national governmental regulations. If export shipment and I am the Primary Exporter, I certify that the contents of this consignment conform to the terms of the attached EPA Acknowledgment of Consent.											
	I certify that the waste mir	imization statement identi	fied in 40 CFR 262.27(a) (if I	r (b) (if I am a small quantity generator) is true.									
H	Generator's/Offeror's Printed/Typed Name Badger Disposal Ron Mitchell/General manager Signature Nonth Da Nonth Da												
-	Ron Mitchel 16. International Shipments	<u>l/General</u>	manager						25.		2/6	109	
Ĭ	Transporter signature (for expo	Import to U.S.	Minor N	Export from U	l.S.	Port of ent	ry/exi t. <u>←</u>	usdown	000	1010	(H) DE	<u>3 (3/34)</u> [
_	17. Transporter Acknowledgmer		- Ander No			Date leavil	ig U.S.,	5 Feb 2	~	····			
TRANSPORTER	Transporter 1 Printed/Typed Na			Sigr	nature		<u> </u>			Мо	nth Day	Year	
SPC	DONNIE Driggers Donnie De 10010									2/06	109		
X.	Transporter 2 Printed/Typed Name // Month Da									nth Day	Year		
	40.01						·	··· ····					
1	18. Discrepancy												
	18a. Discrepancy Indication Space Quantity Type Residue							Partial Rejection Full Rejection					
	No. Vol. Berting Visit												
בׂ	Manifest Reference Number: 18b. Alternate Facility (or Generator) U.S. EPA ID Number										,		
CIL		, , , , , , , , , , , , , , , , , ,											
FA	Facility's Phone:												
Œ	18c. Signature of Alternate Facility (or Generator) Month									onth Da	/ Year		
8	40 II												
18b. Alternate Facility (or Generator) Facility's Phone: 18c. Signature of Alternate Facility (or Generator) 19. Hazardous Waste Report Management Method Codes (i.e., codes for hazardous waste treatment, disposal, and recycling systems) 1. 2. 3. 4.													
	20. Designated Facility Owner or Operator: Certification of receipt of hazardous materials covered by the manifest except as noted in Item 18a												
	Printed/Typed Name Signature Month Day										Year		
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1	UNIFOR HAZ ROOUS 1. Generator ID Num WASTE MANTEST WID98	^{mber} 88580056	2. Page 1 of 1		jency Response F 1) 236 –1		4. Manifest 1		791	5 J.	IK
	5. Generalars Name and Mailing Address Badger Disposal of	WT Inc	***************************************	Generator	r's Site Address (i	different tha	an mailing addres	s)			
1	561 West Hemlock S	Street			_						
	Milvaulee, WI 53223	3			•						
	Generative Phore: (414)760-91 6. Transported Company Name	•		K -227	**************************************	State in the same of the same	U.S. EPA ID N				
ĺ	Freehold Cartage, I 7. Transporter 2 Company Name	Inc.	·		· · · · · · · · · · · · · · · · · · ·		U.S. EPA ID N		41261	64	
	7. Transporter 2 company Name						0.0. CFAIDN	unibei			
	8. Designated Facility Name and Site Address Stablex Canada, Inc		97-54-1				U.S. EPA ID N	umber			
	760 Industrial BLVD	D.		•							
	Blainville, QC J7C Facility's Phone: (450)430-923	C 3V4					N	YD98	07564	15	
	9a. 9b. U.S. DOT Description (including Proper S	Shipping Name, Hazard Class, ID Number,			10. Containe	ers	11. Total	12. Unit	AOSTAL DE CUELLOS DES	Waste Code	**************************************
	HM and Packing Group (if any))	7-00-07-00-00-00-00-00-00-00-00-00-00-00			No.	Type	Quantity	Wt./Vol.	10.	Tradic Gode	
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GENERATOR	5.1, PG II		****		Į.	CF	422	P			
GEN	² UN1479, RQ, Was	ste Oxidizing So	olid,			•	137	San	D001	D003	0005
Ī	X N.O.S. (OBA Can 5.1, PG II	nisters)			2	CF	1177	P			
	3. UN147 Ø 9, RQ, Wa	aste Oxidizing S							2004	2005	
	X N.O.S. (calcium	m hypochlorite,	bariu	ım	8		<i>32</i> 0		1/1/1/1	D005	
	nitrate) 5.1, P	ste Oxidizing So	olid.			_DF_	320	-G	7004	D005	D ~ ===
	X N.O.S. (calcium	n hypochlorite,		ım	7		385	_	ו טטעי	D005	ו בטע
	nitrate 5.1 F 14. Special Handling Instructions and Additional Infor	PG_TT				DM	203	G			
1	1.WS#307-150	ex Code:013189 I ex Code:013189 I	ERG#14 ERG#14	lo Bi Io	DI#						-
	3.WS#307-150 Stable 4.307-150 Stablex	ex Code:013189 I	ERG#14	10							
	15. GENERATOR'S/OFFEROR'S CERTIFICATION	N: I hereby declare that the contents of thi	is consignment	are fully ar	nd accurately des	cribed above	by the proper sh	ipping name	e, and are cla	ssified, pack	aged,
	marked and labeled/placarded, and are in all re Exporter, I certify that the contents of this consider	ignment conform to the terms of the attach	êd EPA Acknow	viedgment	of Consent.	•	•	If export sh	ipment and I	am the Prim	ary
	I certify that the waste minimization statement in Generator's/Offeror's Printed/Typed Name	identified in 40 CFR 262.27(a) (if I am a lar dger Disposal		nerator) or i	(b) (if I am a smal	quantity ge	nerator) is true.		. Mo	nth Day	Year
1	Ron Mitchell/Gefne			/	4m 1				, 0	2 6	109
Ę	16. International Shipments Import to	u.s.	Export from	U.S.	Port of enti	ylongium's	downer	<u> </u>	EM BY	PIA BE	14 mg
_	Transporter signature (for exports only): 17. Transporter Acknowledgment of Receipt of Materia	rials	м		Date leavin	y U.S.	LIGHT				•
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NSP	Transporter 2 Printed/Typed Name	9	Sic	gnature	me !	Li	<u></u>		Mo	2 06	Year
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<u></u>	18. Discrepancy										
	18a. Discrepancy Indication Space Quant	ntity Type		L	Residue		Partial Rej	ection		Full Rej	ection
-				Ma	anifest Reference	Number:					
_	18b. Alternate Facility (or Generator)						U.S. EPA ID N	lumber		-	
FACI	Facility's Phone:				•						
SIGNATED FACILITY	18c. Signature of Alternate Facility (or Generator)								M	onth Da	y Year
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3	19. Hazardous vvaste Report Management Method C	2.	atment, disposi	ai, allu fec	young systems)		4.		·		
١											
	20. Designated Facility Owner or Operator: Certificat Printed/Typed Name	ation of receipt of hazardous materials cove		ifest excep gnature	ot as noted in Item	18a		i	Ma	onth Day	Year
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1	UNIFORM HAZARE WASTE MANIFE	ST	1. Generator ID Nu WID9		0056		2. Page 1 of	ļ	gency Response 14)236		4. Manifest		791	8 J.	JK
	5. Generator's Name a Badger D	nd Mailing isp c	Address Sal of	WI.	. Inc.		, , , , , , , , , , , , , , , , , , , ,	Generato	r's Site Address	(if different th	nan mailing addres	s)			
	5611 Wes	t He	emlock	Stre	et				*						
	Milwauke	e, V	VI 5322	3 75		•	į	I	. *						j
	Generator's Phone: (6. Transporter 1 Compa	ny Name	760-51	10		·			·		U.S. EPA ID N	lumber			
	Freehold			Inc.								NJD0	54126	5164	
	7. Transporter 2 Compa	any Name								•••••	U.S. EPA ID N	lumber	W. W		
	8. Designated Facility N	lame and	Sita Address								U.O. EDI IDA				
	Stablex	Cana	ada, In	.C.							U.S. EPA ID N	lumber	:		
	760 Indu Blainvil	Stri le	tal Blv OC .77	d, C 377	A.										
	Facility's Phone: (4	50)4	1 <u>30-923</u>	0							NYD	9807	56415	5	İ
		Description	n (încluding Proper	Shipping N	ame, Hazard Class, II	Number,			10. Contai	ners	11. Total	12. Unit	13	Waste Code	
					0-131-1-	. + •			No.	Туре	Quantity	Wt./Vol.			
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ENE	² UN30	85,	RQ, Wa	ste	Oxidizír	ıg So	lid,								
9					potassiu			nate	, ,		~		D00:	D002	D007
					<u>5.1(8),</u>				<u> </u>	DF	55	G			
	_ ON20	85, Sive	KQ, Wa ∍. N.O.	ste S (Oxidizir sodium r	ıg So Litra	olld, ote						D001	D002	
	sodiu	m hy	ydroxid	le) 5	.1(8), E	G II)	DM	30	G.			
	4.														
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1	14. Special Handling In	structions	and Additional Info	ormation	· · · · · · · · · · · · · · · · · · ·					<u> </u>		<u> </u>			
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	2.WS#307 3.WS#307	-15(-15() Stabl	ex C	ode:0131	89 E	RG#14	40 40				•			
						•								***************************************	
	marked and labele	ed/placard	led, and are in all r	espects in p	declare that the cont roper condition for tra	nsport acco	rding to appli	cable inte	national and nat	iscnbed abov ional governn	e by the proper sh nental regulations.	ipping name If export sh	e, and are cla ipment and t	ssified, pack am the Prim	aged, lary
	Exporter, I certify to	hat the co aste minin	ontents of this cons nization statement	signment co identified in	nform to the terms of t 40 CFR 262.27(a) (if	he attached I am a large	i EPA Acknov e quantity ger	vledgment nerator) or	of Consent. (b) (if I am a sma	all quantity ge	nerator) is true.				
	Generator's/Offeror's Pr	inted/Typ		·	Disposa			nature	2	·			Мо		
<u></u>	Ron Mitc		<u>l/Gener</u>	al M	<u>anager</u>			_/		Vicle		/		26	109
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<u> -</u>	18. Discrepancy														
T	18a. Discrepancy Indica	ation Spac	e T	.1%.		-		······································	7						
			Quar	ntity		Туре		L	l Residue		Partial Rej	ection		Full Rej	ection
_	10)							Ma	nifest Reference	e Number:					
	18b. Alternate Facility (or Genera	tor)								U.S. EPA ID N	lumber			
FAC	Facility's Phone;			*							ı				
읍	18c. Signature of Altern	ate Facilit	y (or Generator)										Mo	onth Day	y Year
SIGNATED FACILITY															
SIG	19. Hazardous Waste F	leport Mar	nagement Method	T -	codes for hazardous	waste treatr		al, and rec	ycling systems)					***************************************	
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	20. Designated Facility	Owner or	Operator: Certifica	ation of recei	ot of hazardous mate	rials covere	d by the man	ifest even	nt as noted in Ito	n 18e			_ ,		
	Printed/Typed Name				F. S. Mazardona mate	007016		nature	A SO HOLEU III REI	ıı IVa			Mo	nth Day	Year
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1	UNIFORM HAZARDO WASTE MANIFEST	usi	nerator ID Num WID98	^{ber} 3580056	5	2. Page 1 of	1 1	ency Response 4)236-		4. Manifest		326	0 J.	ΙK
	5. Generator's Name and						Generator	's Site Address	(if different th	an mailing addre	ss)			
	Badger Dis				lC.									
	5611 West	Hemi	OCK SI	reet										
	Milwaukee Generator's Phone: 6. Transporter 1 Compani	W.L 1417	60_{-91}	7.5										
	6. Transporter 1 Company	Name		, J			- Company Communication			U.S. EPA ID I	Number		The Children of the contributed Wisconsist	,
	Freehold	Cart	age, i	[nc.	(732)	462-1	001			N.	JD054	11261	64	
	7. Transporter 2 Company	Name					······	· · · · · · · · · · · · · · · · · · ·		U.S. EPA ID I				
	8. Designated Facility Na			POTAL SECURITIES AND ASSESSMENT OF THE PARTY	enth-sometimentalests					U.S. EPA ID I	Number			VARIAN
	Stablex (anad	a, Ind	÷.										
	760 Indus Blainvil	cria	L BIVO	1. 27/i										
	Facility's Phone: (41	0143	0-923) 							NYDS	8075	6415	
					azard Class, ID Number,		***************************************	10. Contai	ners	11. Total	12. Unit			w
	HM and Packing Gro		• ,			•	ľ	No.	Type	Quantity	Wt./Vol.	13.	Waste Code	s
	^{1.} UN3093	B. RO	. Was	te Cori	rosive Li	വാർട							50-000-00-00-00-00-00-00-00-00-00-00-00-	
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Z.	sodium				l), PG II			3	DF	165	l G			
GENERATOR	^{2.} UN1479				dizer Sol					[1		_	
9	X N.O.S.				e, calciu		ļ	3	DM	00		D001	<u> </u>	
				.1. PG				د.	财	85	G			
	3. UN1479				dizer Sol	.id.								
					nlorite)	*				100		D001		
	5.1, 1	PG II	· 					6	DF	150	G			
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	14. Special Handling Inst	vetine and	A delik a a dilaka]		<u></u>	L		
1	1.WS#307-	50 S	table	x Code:	:012884 E	ERG#14	0 BD	Ι#	Ĺ	ire 21 l	x 22'	lx 20i	1 K 5 Ju	0
۱۱	2.WS#307-	150 S	table	x Code:	:012884 E	CRG#14	0	-••	L	~ 3 /x	5512	430, ji	USıDr	c Sjed
	3.WS#307-	150 S	table	x Code	:012884 E	ERG#14	0					•		
	15. GENERATOR'S/OF	FEROR'S C	ERTIFICATION	: I hereby declar	e that the contents of the	is consignmen	t are fully ar	nd accurately de	scribed abov	e by the proper s	hipping nam	e. and are cla	ssified, pack	aged.
	marked and labeled	placarded, a	and are in all re	spects in proper o	ondition for transport ac	cording to app	licable inter	national and nat						
					o the terms of the attach R 262.27(a) (If I am a lar				all quantity de	enerator) is true.				
	Generator's/Offeror's Prin						gnature	7	4 \$	<i>a</i>		Mo	nth Day	Year
↓	Ron Mitch	nell/	Gener	al Mana	ager		/	Com 1	nitel			12	116	109
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Z	Transporter signature (fo	exports onl	y): // /	Nos No	wser	- Caport II of I		Date leav	ing U.S.:	04/07/	109		~~~~~	
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1	18. Discrepancy								***************************************				rimm	
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≥	18b. Alternate Facility (or	Generator)					IVIa	nifest Referenc	e Number.	U.S. EPA ID	Number	***************************************		
		·												
FA	Facility's Phone:									1				
品	18c. Signature of Alternat	e Facility (or	Generator)									M	onth Da	y Year
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ESIGNATED FACILITY	19. Hazardous Waste Re	port Manage	ment Method C	odes (i.e., codes	for hazardous waste tre	atment, dispos	al, and recy	cling systems)					1	
ŗ.	1.			2.		3.				4.				
11				····										
	20. Designated Facility O	wner or Ope	rator: Certificati	on of receipt of ha	azardous materials cove			t as noted in Ite	m 18a					
Commen	Printed/Typed Name					. S	ignature					Mo	onth Day	Year
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1	UNIFORM HAZARDOUS WASTE MANIFEST	1. Generator ID Number WID988580056	2. Page 1 of 3. Eme 1 (4	ergency Response 14)236-		4. Manifest		umber 326	1 J.	JK
		oosal of WI., Inc.	Genera	tor's Site Address	(if different th	nan mailing addres	s)			
. i		Hemlock Street								
	Milwaukee,	WI 53223	I							
	Generator's Phone: (412 6. Transporter 1 Company Nar	ne		omble Reference Observer and an account		U.S. EPA ID N	lumber			
	i	artage, Inc.	(732)462-10	01				4126	164	
	7. Transporter 2 Company Nar		(132)402-10			U.S. EPA ID N		71120		
							id:11501			
	8. Designated Facility Name a	nd Site Address				U.S. EPA ID N	lumber			
	Stablex Car					0.0. 4, 7, 10	ianico:			
	760 Industr									
	Facility's Phone: (450	, QC J7C 3V4				l N	1YD98	30756	415	
		ion (including Proper Shipping Name, Hazard Clas	s. ID Number	10. Contair	ners	11. Total	40 11-4			
	HM and Packing Group (if			No.	Туре	Quantity	12. Unit Wt./Vol.	13.	Waste Code	s
٦	¹ . UN1588,	RQ, Waste Cyanide	s, Inorganic,			175				
ũ	X Solid,	N.O.S. (cyanide, s		149		130	1	D003	P029	P098
₽.	6.1, PG	II		71	DM	200	G	FOIL		
GENERATOR	² UN1588,	RQ, Waste \$Cyanid	es, Inorganic,			28		2000	2000	2000
9	X SOLIQ,	N.O.S. (cyanide, s	odium)	3/12		1/02		<u> </u>	P029	F035
	6.1, PG			11	DF	17600	G			
		RQ, Waste Cyanide				149	1	2003	F007	. טטט
		N.O.S. (cyanide,fi	lters)	2		1141	i		1	<u> </u>
	6.1, PG				CF	10 10	P	D007	<u> </u>	
		RQ, Waste Toxic S		9 [l _		0003	D006	ם ממ
		c, N.O.S. (potassi yanide) 6.1, PG II		4	DM	1220	G			
$\ \ $	14. Special Handling Instruction	ns and Additional Information 2 Stablex Code: 012				1000	1	<u> </u>		
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		2 Stablex Code:012								
	15. GENERATOR'S/OFFER	OR'S CERTIFICATION: I hereby declare that the	contents of this consignment are fully	and accurately de	scribed abov	e by the proper sh	ipping nam	e, and are cla	ssified, pack	aged,
$\ \ $		arded, and are in all respects in proper condition for contents of this consignment conform to the terms			onal governr	nental regulations.	If export st	ipment and I	am the Prim	ary
		nimization statement identified in 40 CFR 262.27(a		or (b) (if I am a sma	all quantity ge	enerator) is true.				
	Generator's/Offeror's Printed/T	nader probe		0 m	in the	200		Mo 	1 2	Year
*	Ron Mitche 16. International Shipments	11/General Manager	· · · · · · · · · · · · · · · · · · ·	Con 1	"WCE				Q	169
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,	19h Altornata Equilibrator Cana			lanifest Reference	Number:	II o morino		·····		
	18b. Alternate Facility (or Gene	erator)				U.S. EPA ID N	lumber			
AC	Facility's Phone:					1				
G	18c. Signature of Alternate Fac	cility (or Generator)			· · · · · · · · · · · · · · · · · · ·			I M	onth Day	/ Year
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SIGNATED FACILITY	19. Hazardous Waste Report N	Management Method Codes (i.e., codes for hazard	ous waste treatment, disposal, and re	cycling systems)						
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		or Operator: Certification of receipt of hazardous n	naterials covered by the manifest exc	ept as noted in Iter	п 18а					
VECTORIES	Printed/Typed Name		Signature					Mo	onth Day	Year
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	B 5 M Ge	ilwaukee, ' nerator's Phone: (4	osal of WI. emlock Stre WI 53223 14)760-9175		·	Generator's	: Site Address	(if different t	han mailing addre				
	1	ransporter 1 Company Nam						V (2000)	U.S. EPA ID	Number	30000000000000000000000000000000000000		NAME OF TAXABLE PARTY.
	F	reehold Ca	rtage, Inc.	. (:	732)46	52-10	<i>1</i> 0100	1	NJ	D054	12616	54	
		ransporter z company nam	e						U.S. EPA ID I	Number			
	8.1 S	Designated Facility Name and tablex Can	d Site Address ada, Inc.	THE PROPERTY OF THE PROPERTY O					U.S. EPA ID I	Number	TABLES / W		
	7 B	60 Industr	ial Blvd, OC J7C 3V4	4					l nvr	1000T	756415	=	
	9a			Name, Hazard Class, ID Number,			10. Contai	Inore	T	1	1) 	
	H	and Packing Group (if a	iny))				No.	Туре	11. Total Quantity	12. Unit Wt./Vol.	13.	Waste Code	s
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GFN!	X	N.O.S. (cyanide, so	Cyanide Solu odium)	tions,	,	4		250		D003	D006	D007
	-	6.1, PG	11				<u> </u>	DM	1000	G	D008	FUU7	D002
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	14.	Special Handling Instruction WS#150027	s and Additional Information	Code: 012833	ERC#1	57 BD	т#	· D	1 029	<u></u>			<u></u>
. 1	$\frac{1}{2}$.WS#150027	2 Stablex	Code: 012833	ERG#1	57	· + 11		025				
	15.	GENERATOR'S/OFFERO marked and labeled/placar	R'S CERTIFICATION: I here reded, and are in all respects in	by declare that the contents of this proper condition for transport acc	s consignment a	are fully and	accurately de	scribed abov	e by the proper st	ipping nam	e, and are clas	ssified, pack	aged,
		Exporter, I certify that the o	contents of this consignment o	conform to the terms of the attache in 40 CFR 262.27(a) (if I am a larg	ed EPA Acknow	ledament of	Consent.			. II export ai	iipment and r	an me ema	ally
	Gei	nerator's/Offeror's Printed/Ty	ped Name Badger	Disposal		nature	PT				Mor	nth Day	Year
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_		nsporter signature (for export Transporter Acknowledgmen		e House			Date leav	ing U.S.:	24/07	109			
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i C	Fac	ility's Phone: , Signature of Alternate Facil	ity (or Conomics)	Sec. 5						····			
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36	19.	Hazardous Waste Report Ma	anagement Method Codes (i.e	e., codes for hazardous waste treat	tment, disposal	l, and recycli	na systems)		* 1 4				
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	20. Prin	Designated Facility Owner or ted/Typed Name	r Operator: Certification of rec	eipt of hazardous materials covere		est except a	s noted in Iten	n 18a				46. 5	
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Plea	se print or type. (Form designed for use on elite (12-pitch) typewriter.)						Forr	n Approved.	OMB No.	2050-003
1	UNIFORM HAZARDOUS 1. Generator ID Number WASTE MANIFEST WID988580056	2. Page 1 of		gency Response 4)236 -		4. Manifest		^{umber} 326	7 J.	JK
	5. Generator's Name and Mailing Address Badger Disposal of WI., Inc. 5611 West Hemlock Street Milwaukee, WI 53223 Generator's Phone: (414)760-9175 6. Transporter 1 Company Name		Generato	r's Site Address	(if different tha	_	<i>,</i>			
		32)46	2-10	01	······································	U.S. EPA ID U.S. EPA ID	JD054	1261	54	
, we man	8. Designated Facility Name and Site Address Stablex Canada, Inc. 760 Industrial BLVD.		-			U.S. EPA ID	Number			\\
	Blainville, QC J7C 3V4 Facility's Phone: (450)430-9230					1	VYD98	07564	115	**************************************
	9a. HM 9b. U.S. DOT Description (including Proper Shipping Name, Hazard Class, ID Number, and Packing Group (if any))	·		10. Contair No.	ners Type	11. Total Quantity	12. Unit Wt./Vol.	13.	Waste Code)S
GENERATOR -	UN1849, Waste Sodium Sulfide, Hydrate, 8, PG II			1	DF	14	G	D002	D003	Andreas de la Company de la Co
GEN	potassium cyanide) 6.1, PG I	ide,		1	DF	55	G	D003 P098		
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	4.			:			444	Maria di Manainta dalambia da	- Andrew A	
	14. Special Handling Instructions and Additional Information 1.LP#00099063 AStablex Code:013199 2.LP#00089813 Stablex Code:013197 15. GENERATOR'S/OFFEROR'S CERTIFICATION: Thereby declare that the contents of this marked and labeled/placarded, and are in all respects in proper condition for transport according to the contents of th	P104	, D01	1,D005	scribed above	by the proper s	nam poing	e, and are cla	ssified, pad	æged,
***************************************	Exporter, I certify that the contents of this consignment conform to the terms of the attache I certify that the waste minimization statement identified in 40 CFR 262.27(a) (if I am a large Generator's/Offeror's Printed/Typed Name Badger Disposal	ed EPA Acknow ge quantity ger	wledgment nerator) or anature	of Consent. (b) (if I am a sma	ll quantity ger	nerator) is true.	i. If export si	. Mo	nth Day	Year
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	18a. Discrepancy Indication Space Quantity Type		Ma	Residue	Number:	Partial Re	jection		Full Rej	ection
ESIGNATED FACILITY	18b. Alternate Facility (or Generator) Facility's Phone:					U.S. EPA ID	Number			
SIGNATE	Signature of Alternate Facility (or Generator) Hazardous Waste Report Management Method Codes (i.e., codes for hazardous waste trea	atment, dispos	al, and recy	cling systems)			** ** * *******	Mo	onth Da	y Year
·Ψ 	2. Designated Facility Owner or Operator: Certification of receipt of hazardous materials cover	3.			190	4.				
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	Bado 5611 Milv	West He Waukee. W	sal of WI., : mlock Street	Inc.		General	tor's Site Address	(if different t	han mailing addres	ss)			
			tage, Inc.						U.S. EPA ID N		0 E 4 4 0		
	7. Transp	onter 2 Company Nam	e						U.S. EPA ID N		05412	6164	
	760	Industri	d Site Address Ida, Inc. al Blvd.						U.S. EPA ID N	lumber			
	Blai Facility's		QC J7C 3V4 0)430-9230						NTSZT	\non:	75664	_	
	9a	9b. U.S. DOT Description	on (including Proper Shipping Name	. Hazard Class. ID Number			10. Contair	nore	T	I	75641:	<u> </u>	
	HM	and Packing Group (if a	ıny))	,			No.	Туре	11. Total Quantity	12. Unit Wt./Vol.	. 13.	Waste Code	es
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GE	X	Solid N	RQ, Waste Cyr H.O.S. (cyanid	anides, Inc.	rgani c	Ç,					D003	F007	D007
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			of Receipt of Materials	1103 0000	8		Date leavin	ig 0.5.:	10-25-6	<u> </u>			
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		repancy Indication Spa	Quantity	Туре		Ma	Residue	Number:	Partial Reje	ction		Full Reje	ection
1	18b. Alter	nate Facility (or Genera	itor)						U.S. EPA ID No	umber			
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딦	18c. Sign:	ature of Alternate Facili	ty (or Generator)								Mo	nth Day	Year
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SIGNATED FACILITY	19. Hazar	dous Waste Report Ma	nagement Method Codes (i.e., code	es for hazardous waste treatr		and recy	/cling systems)						L
	 î		2.		3.				4.				
	20. Desig	nated Facility Owner or	Operator: Certification of receipt of	hazardous materials covered	d by the manife	est excen	t as noted in Item	18a					
	Printed/Ty	ped Name				ature	The state of the s			·	Mor	nth Day	Year
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1	[ge 1 of 3. Emergency Response Phone				Tracking N	lumber		\ F\ F		
	WASTE MANIFEST WID988580056	1							3BF			
S. Generator's Name and Mailing Address Generator's Site Address (if different than mailing address) Badger Disposal of Wi., Inc.												
1	5611 West Hemlock Street											
	Milwaukee, WI 53223											
	Generator's Phone: (414)760-9175											
	l ' ' '		U.S. EPA ID I			- 4						
	Freehold Cartage, Inc. 7. Transporter 2 Company Name				NJD054126164							
	Transporter 2 company Name	U.S. EPA ID N	Number									
	8. Designated Facility Name and Site Address U.S. EPA ID Number											
	Stablex Canada, Inc.		U.S. EPA ID I	number								
	760 Industrial Blvd.											
	Blainville, QC J7C 3V4 Facility's Phone: (450)430-9230					1 N	RPGYI	07564	115			
	9a. 9b. U.S. DOT Description (including Proper Shipping Name, Hazard Class, ID Number,			10. Conta	inom.	T	1	1	-1-2			
	HM and Packing Group (if any))			No.	Type	11. Total Quantity	12. Unit Wt./Vol.	13.	Waste Code	S		
<u> </u>	UN1935, RQ, Waste Cyanide Solut	ion		110.	1,700		1111111					
Ţ	X N.O.S. (cyanide, sodium)	-2011		*				D003	P098			
ΣÆ	6.1, PG II			1	TP	275	G					
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	3.UN1935, RQ, Waste Cyanide Solut	ions,						D003	חחחה	הממי		
	X N.O.S. (cyanide, sodium)		*5	i ·		55	1		DUUU	DUUI		
	6.1, PG II				DM		G	D008				
	UN3289, RQ, Waste Toxic Liquids Corrosive, Inorganic, N.O.S. (c				F009	D008	D002					
	x corrosive, inorganic, N.O.S. (c sodium) 6.1(8), PG II	165										
	X corrosive, inorganic, N.O.S. (cyanide, 3 DF 165 G D011											
•	1.WS#1500272											
	2.WS#1500272 Stablex Code:012833 ERG#157											
	3.WS#1500272 Stablex Code:012833 ERG#157 4.WS#1500272 Stablex Code: 012833 ERG#154											
	15. GENERATOR'S/OFFEROR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by the proper shipping name, and are classified, packaged, marked and labeled/placarded, and are in all respects in proper condition for transport according to applicable international and national governmental regulations. If export shipment and I am the Primary											
	Exporter, I certify that the contents of this consignment conform to the terms of the attached	EPA Acknowl	edament	of Consent.			If export sh	nipment and I	am the Prima	ary		
	I certify that the waste minimization statement identified in 40 CFR 262.27(a) (if I am a large	quantity gene	erator) or	(b) (if I am a sm	all quantity ge	enerator) is true.						
	Generator's/Offeror's Printed/Typed Name Badger Disposal	Sign I	nature	?	MATO	0.017	•	Moi 8 1	ntili Day	Year		
* 7	Ron Mitchell/General manager 16. International Shipments	\prec		<u>~~~</u>	O				13	109		
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	17. Transporter Acknowledgment of Beceipt of Materials	esal 1		Date leav	ing U.S.:	03 NO	<u> </u>	<u>1</u>				
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AN	Transporter 2 Printed/Typed Name	Sigr	nature		1		_ <u> </u>	Mor	nth Day	Year		
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↑	18. Discrepancy											
	18a. Discrepancy Indication Space Quantity Type	,		Residue		Partial Rej	ection		Full Reje	ection		
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	18b. Alternate Facility (or Generator)		Ma	anifest Referenc	Number:	II.O. EDA IDA			*			
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18b. Alternate Facility (or Generator) U.S. EPA ID Number Facility's Phone: 18c. Signature of Alternate Facility (or Generator) 19. Hazardous Waste Report Management Method Codes (i.e., codes for hazardous waste treatment, disposal, and recycling systems)								<u> </u>				
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	20. Designated Facility Owner or Operator: Certification of receipt of hazardous materials covered			ot as noted in Iter	n 18a							
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5. Generator's Name and Mailing Address Generator's Site Address (if different than mailing address) Badger Disposal of WI., Inc.														
ì	5611 We:	st He	emlock	Street										
	Milwauke Generator's Phone:	Milwaukee, WI 53223 Generator's Phone: (414)760-9175												
	Generator's Phone: (414)760-9175 6. Transporter 1 Company Name								·	U.S. EPA ID Number				
	Freehole 7. Transporter 2 Com	d Car	tage,	Inc.			****		·			1261	64	
	To Hallsporter 2 Company Name								U.S. EPÄ ID	Number				
	8. Designated Facility Stablex	Name and S	Site Address	~						U.S. EPA ID	Number			
	760 Ind	ustri	al Blv	đ.										
	Blainvi Facility's Phone: (lle, 450)/	QC J7C 130-923	3V4			-			I N	YD980	7564	15	
	1 1				Hazard Class, ID Number	ſ,		10. Contain	ners	11. Total	12. Unit	[
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	Exporter, I certify	that the cor	ntents of this consi	gnment conform	n to the terms of the attach CFR 262.27(a) (if I am a la	ned EPA Acknov	vledgmen	t of Consent.			o. II osporto.	nprison and i	an sio i m	iui j
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<u>.</u>	18. Discrepancy								· · · · · · · · · · · · · · · · · · ·	··· · · · · · · · · · · · · · · · · ·		I		
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ĭ	18b. Alternate Facility	(or Generate	or)				iVi	lanifest Reference	Number:	U.S. EPA ID	Number		*	
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ESIGNATED FACILITY		Report Man	agement Method (es for hazardous waste tre	atment, disposa	al, and rec	cycling systems)						
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	20. Designated Facilit	y Owner or (Operator: Certificat	ion of receipt of	hazardous materials cove	red by the man	ifest exce	pt as noted in Item	n 18a					
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1	UNIFORM HAZARDOUS 1. Generator ID Number	2. Page 1 of	3. Emer	gency Response	Phone	4. Manifest	Tracking I	lumber		- 2000-000
	WASTE MANIFEST WID988580056	1	(41	4)236-	1080	00	100	580 <i>1</i>	11 '	GBF
1	5. Generator's Name and Mailing Address Badger Disposal of WI., Inc. 5611 West Hemlock Street Milwaukee, WI,53223 Generator's Phone: (414)760-9175 6. Transporter 1 Company Name	(if different t	than mailing address) U.S. EPA ID Number							
Freehold Cartage, Inc. 7. Transporter 2 Company Name U.S. EPAID Number										
П	8. Designated Facility Name and Site Address Stablex Canada, Inc. U.S. EPA ID Number									
	760 Industrial Blvd									
	Blainville, QC J7C 3V4 Facility's Phone: (450)430-9230					ı N	7D980)7564 ⁻	15	
	9a 9b. U.S. DOT Description (including Proper Shinning Name Hazard Class ID Number			10. Contain	ore.			r		
	HM and Packing Group (if any))		ŀ	No.	Туре	11. Total Quantity	12. Unit Wt./Vol.	13.	Waste Cod	es
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	sulfide) 9, PG III	-25 06111		ĺ	DF	55	G	(Control of the Control of the Contr		
	³ UN1479, Waste Oxidizer Solid, N	.o.s.								\$
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	5.1. PG II	. ,		4	DF	120	G	Total Say		
1 1	14. Special Handling Instructions and Additional Information 1. WS#1500180 AStablex Code: 012887 E	DC#17				1 2 0	<u> </u>			
	2. WS#1500180 Stablex Code:012886 ER 3. WS#307-150 Stablex Code:013189 ER 4. WS#307-150 Stablex Code:013189 ER 5. GENERATOR'S/OFFEROR'S CERTIFICATION: I hereby declare that the contents of this c marked and labeled/placarded, and are in all respects in proper condition for transport accon Exporter, I certify that the contents of this consignment conform to the terms of the attached certify that the waste minimization statement identified in 40 CFR 262.27(a) (if I am a large Generator's/Offeror's Printed/Typed Name Badger Disposal Ron Mitchell/General manager	G#171 G#140 G#140 consignment arding to applica EPA Acknowle quantity gener	re fully and	d accurately descriptional and national and nation of Consent. (if I am a small	nal governn quantity ge	nental regulations.	ipping nami If export sh	ipment and.l , Mor	ssified, pack am the Prim	nary Year
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8	19. Hazardous Waste Report Management Method Codes (i.e., codes for hazardous waste treatment	ent, disposal, a	and recyc	ing systems)						<u> </u>
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Form for Bringing RCRA Files to the Region 5 RCRA Records Center

Your name & phone: <u>Jennifer Dodds</u> 6-1484	Today's Date: <u>12-1-16</u>
Site Name: Badger Disposal of WI, Inc.	
Site EPA ID Number:WID 988 580 056	
Type(s) of documents: RCRA CA RFA RCRA CA RFI RCRA CA CMS RCRA CA CMS RCRA CA CMI Other (describ	
Quantity of documents: # of boxes:	# of folders:1
Is any information sensitive or FOIA-exempt? Yes If yes, why? RCRA Confidential Business Information EPA Attorney-client privilege or attorn EPA "deliberative process" records, e.g. recommendations, analysis, and conclusions Contains personal privacy info (e.g. SS) EPA internal deliberations for an on-go Could identify a confidential EPA source Would reveal EPA law enforcement te	on (FOIA exemption 4) ey work-product records (exmpt 5) g., investigative memos, opinions, that are pre-decisional (FOIA exmpt 5) N, home address, medical info) (ex 6) oing legal action (exmpt 7A) ce (FOIA exemption 7D) chniques or procedures (exmpt 7E)
Can documents go straight to the Federal Record (Docs can be recalled in 48-72 hours)	Center (archives)? Yes _X No

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State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor Scott Hassett, Secretary Gloria L. McCutcheon, Regional Director Southeast Region Headquarters 2300 N. Dr. Martin Luther King, Jr. Drive PO Box 12436 Milwaukee, Wisconsin 53212-0436 Telephone 414-263-8500 FAX 414-263-8713

January 7, 2004

In Response Refer To: FID#241384000 HW/LIC

Henry Krier, President Badger Disposal of WI, Inc. 5611 West Hemlock Street Milwaukee, WI 53223

RE:

Final Determination to Approve a Class 2 Plan Modification Request Badger Disposal of WI Inc., 5611 West Hemlock Street, Milwaukee, WI EPA ID# WID 988580056.

Dear Mr. Krier:

The Wisconsin Department of Natural Resources (WDNR) has completed its review of your class 2 modification request of June 24, 2003, regarding storage of hazardous waste containers two high. This plan modification does not increase the container storage capacity at Badger. A preliminary determination was issued on November 21, 2003. This letter is a final determination to approve the plan modification request.

WDNR viewed this request to be a class 2 modification as defined in s. NR 680.07(2), Wis. Adm. Code. In accordance with the procedures detailed in s. NR 680.07(6), Wis. Adm. Code, WDNR reviewed the plan modification request for completeness and technical adequacy and determined that it contained the minimum information required pursuant to the aforementioned requirements and is, therefore, complete and technically adequate. WDNR has authority to issue license and plan modifications under s. 289.30(6), Wis. Stats., and s. NR 680.07(2), Wis. Adm. Code.

Badger submitted the \$1,200.00 required plan review fee for a class 2 modification on June 24, 2003.

In order for the public to have a chance to comment on this proposal and request a public information hearing pursuant to s. NR 680.05(7), Wis. Adm. Code, a public notice of WDNR's preliminary determination of the class 2 modification was published in the Milwaukee Journal Sentinel and Wisconsin State Journal newspapers on November 21, 2003. A radio announcement was broadcast on the same day during morning and evening drive time on radio station WFMR out of Milwaukee. No comments were received during the 45-day public comment period, which ended on January 5, 2004. No additional conditions have been added to the attached determination.



The final determination must be kept with the feasibility report and plan of operation determinations, the operating license, and all plan modifications for the licensed facility.

Please contact Patrick Brady at (414) 263-8594 if you have any questions on this final plan modification determination.

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Sincerely,

Franklin C. Schultz

Waste Management Program Supervisor

Southeast Region

c. SER Casefile (S. Miller, P. Brady)

Bureau - WA/3 (D. Kollasch)

Denise Reape - U.S. EPA - Region 5, DM-7J

Badger Class 2 Modification Determination - 01/07/04

gallon containers, or 16 1-gallon containers. For containers of sizes other than those listed here, Badger shall limit storage in a 4 55-gallon container area, to within the range of the above explicit container limits. Also, when storing containers of various sizes in a 4 55-gallon container area, Badger shall limit container storage in the 4 55-gallon container area by taking into consideration the above explicit limits for container size with respect to the area. (This is a revised version of Condition #79 from the April 19, 1996, FPOR determination.)

- 8. Badger shall maintain the lines on the floor of the container storage area to clearly show the container layout pattern shown on the plan sheet named *Facility Drum Storage Layout*, labeled *Sheet 1 of 1*, and dated May 5, 2003.
- 9. Badger shall revise all applicable sections of the feasibility and plan of operation report to reflect daily operations as altered by this approval and submit revised copies to the WDNR in accordance with s. NR 680.05(c), Wis. Adm. Code, within 60 days of this approval.

NOTICE OF APPEAL RIGHTS

If you believe you have the right to challenge this decision, you should know that Wisconsin statutes and administrative rules establish time periods within which requests to review department decisions must be filed. For judicial review of a decision pursuant to ss. 227.52 and 227.53, Wisconsin Statutes, you have 30 days after the decision is mailed, or otherwise served by the department, to file your decision with the appropriate circuit court and serve the petition to the department. Such a petition for judicial review shall name the Department of Natural Resources as the respondent. This notice is provided pursuant to s. 227.48(2), Wisconsin Statutes.

Please contact Patrick Brady at (414) 263-8594 if you have any questions.

WISCONSIN DEPARTMENT OF NATURAL RESOURCES FOR THE SECRETARY

Sincerely,

Franklin C. Schultz

Waste Management Team Supervisor

Southeast Region

Patrick Brady

Waste Management Engineer

Southeast Region

Badger Class 2 Modification Determination - 01/07/04

WDNR has the right to modify this determination and to require additional information at any time. Nothing in this conditional approval shall relieve the owner or operator of the legal obligation to comply with applicable federal, state and local requirements. Except as may be expressly provided below, no other terms or conditions of the feasibility and plan of operation approval or license, or any subsequent modifications thereto, are affected by this determination.

- 1. The licensee shall comply with all conditions of the license, the provisions of chs. 289 and 291, Wis. Stats., all applicable requirements of chs. 680 through 685, Wis. Adm. Code, the plan of operation approval, and all modifications thereof, and any special order and modifications thereto issued by WDNR, except as otherwise authorized by the WDNR under ss. NR 600.09 or 680.50, Wis. Adm. Code.
- 2. Badger shall store containers within the pattern laid out on the plan sheet named *Facility Drum Storage Layout*, labeled *Sheet 1 of 1*, and dated May 5, 2003.
- Badger is limited to storing 720 55-gallon hazardous waste containers in the licensed hazardous waste container storage area in the Container Storage Building. Badger also has a limit of 1,500 55-gallon drums of solid non-hazardous waste in the Container Storage Building. The container storage areas in this building overlap in a defined area (Sheet 1 of 1, dated May 5, 2003) where a maximum of 872 55-gallon drums can be stored on one level and 1,744 55-gallon drums can be stored, when drums are stored two high. For hazardous waste storage, Badger will store only hazardous waste solids and lab packs two high. The total of 720 55-gallon containers of hazardous waste and 1,500 55-gallons of solid waste (2,220 55-gallons) is greater than the allotted space for the area (1,744 55-gallon drums). Badger shall use the following formula to ensure that limits on waste storage are met.
 - 1,744 55-gallon drums = [X] (the total number of liquid hazardous waste (non-solid hazardous waste and non-labpack hazardous waste) 55-gallon drums) x 2] + Y (the total number of hazardous waste solids and lab pack 55-gallon drums) + Z (the total number of solid waste 55-gallon drums). Where X + Y can not exceed 720 55-gallon drums, and Z can not exceed 1,500 55-gallon drums. The formula is for 55-gallon drums and their equivalents as shown in condition #7.
- 4. Badger shall not store hazardous waste liquids two high.
- 5. When storing containers two high that are greater than 20 gallons in size, Badger shall use pallets to separate the first level from the second level.
- 6. When storing containers two high, Badger shall only store containers of equal or larger size and equal or larger quantity on the bottom level.
- 7. Badger shall store and repack containers in a safe manner, whether of 5, 10, 20, 30, or 55-gallon capacity, cubic yard boxes or cubic yard super sacks. In any area, which is designed for storing 4 55-gallon containers, Badger shall not store more than 1 cubic yard box, 1 cubic yard super sack, 5 30-gallon containers, 6 20-gallon containers, 9 10-gallon containers, 12 5-

Badger Class 2 Modification Determination - 01/07/04

on their modification request. On August 27, 2003, Badger submitted to WDNR a response to the incompleteness letter.

- 6. WDNR issued a preliminary determination on the class 2 modification request on November 18, 2003. A public notice of WDNR's preliminary determination of the class 2 modification was published in the Milwaukee Journal Sentinel and Wisconsin State Journal newspapers on November 21, 2003. A radio announcement was broadcast on November 21, 2003, during morning and evening drive time on radio station WFMR out of Milwaukee. WDNR did not receive any comments during the 45-day public comment period, which ended on January 5, 2004.
- 7. Pursuant to s. NR 680.07(2), Wis. Adm. Code, WDNR finds this request to be a class 2 plan modification.
- 8. The requirements of ch. NR 103, Wis. Adm. Code, have been satisfied.

CONCLUSIONS OF LAW

- 1. WDNR has promulgated chs. NR 600 to 685, Wis. Adm. Code, establishing minimum requirements for hazardous waste management under the authority of ch. 291, Wis. Stats.
- 2. WDNR has authority pursuant to s. 289.30(6), Wis. Stats., and s. NR 680.07(2), Wis. Adm. Code, to approve a class 2 modification to a license or plan of operation.
- 3. Any person who owns or operates a hazardous waste facility and proposes to modify that facility's plan approval or license is required to submit a plan modification pursuant to s. NR 680.07, Wis. Adm. Code.
- 4. Based on the foregoing findings, WDNR has the authority, pursuant to s. 289.30(6), Wis. Stats., and s. NR 680.07(2), Wis. Adm. Code, to issue the following license and plan modification.
- 5. In accordance with s. NR 680.07, Wis. Adm. Code, WDNR concludes that the revision described in Findings of Fact no. 4. requires a class 2 license and plan modification.

DETERMINATION AND CONDITIONS

Based on the foregoing Findings of Fact and Conclusions of Law, WDNR hereby approves the June 24, 2003, class 2 modification request under s. NR 680.07, Wis. Adm. Code, and s. 289.30(6), Wis. Stats., and in accordance with the license and the most recent plan of operation approval and the conditions set forth as follows:

BEFORE THE STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES A DETERMINATION TO CONDITIONALLY APPROVE A CLASS 2 MODIFICATION REQUEST TO A FEASIBILITY AND PLAN OF OPERATION REPORT

Badger Disposal of WI, Inc. Milwaukee, Wisconsin FID 241384000 WID 988580056

GENERAL FACILITY INFORMATION

Name of Facility and Location:

Badger Disposal of WI, Inc. (Badger) 5611 W. Hemlock St. Milwaukee, WI 53223 (414) 760-9175 SW 1/4 of Section 14, Township 8 North, Range 21 East Milwaukee County

Facility Contact:

Henry Krier, President

FINDINGS OF FACT

The Wisconsin Department of Natural Resources (WDNR) finds that:

- On April 19, 1996, WDNR issued a feasibility and plan of operation report determination to EOG Disposal, Inc. (now Badger) for a hazardous waste container storage facility at 5611 W. Hemlock St., Milwaukee. On December 16, 1996, WDNR issued to EOG Disposal, Inc. (now Badger) an operating license for hazardous waste container storage at 5611 W. Hemlock St., Milwaukee.
- 2. On May 14, 1997, WDNR issued to EOG Disposal, Inc. (now Badger) a plan modification determination for the second phase of construction of the hazardous waste management facility.
- 3. On May 6, 2003, WDNR issued to Badger a plan modification for name and ownership change and the addition of hazardous waste codes.
- 4. On July 17, 2003, WDNR issued a plan modification determination to Badger for clarification of the hazardous waste container storage capacity at the facility.
- 5. On June 24, 2003, Badger submitted a class 2 plan modification for storing hazardous waste containers, two high. The modification request does not call for an increase the container storage capacity at Badger. On July 28, 2003, WDNR sent an incompleteness letter to Badger



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor Scott Hassett, Secretary Gloria L. McCutcheon, Regional Director Southeast Region Headquarters 2300 N. Dr. Martin Luther King, Jr. Drive PO Box 12436 Milwaukee, Wisconsin 53212-0436 Telephone 414-263-8500 FAX 414-263-8713

November 18, 2003

In Response Refer To: FID#241384000 HW/LIC

Henry Krier, President Badger Disposal of WI, Inc. 5611 West Hemlock Street Milwaukee, WI 53223

RE:

Preliminary Determination to Approve a Class 2 Plan Modification Request Badger Disposal of WI Inc., 5611 West Hemlock Street, Milwaukee, WI EPA ID# WID 988580056,

Dear Mr. Krier:

The Wisconsin Department of Natural Resources (WDNR) has completed its review of your class 2 modification request of June 24, 2003, regarding storage of hazardous waste containers two high. This letter is not an approval of the plan modification request but does confirm that the minimum information required by s. NR 680.07, Wis. Adm. Code, has been received. Additional information may be required by WDNR as necessary. Conditions may be added by WDNR during the preliminary determination period.

Badger submitted additional information on August 27, 2003, in response to a July 28, 2003, incompleteness letter from WDNR. This plan modification does not increase the container storage capacity at Badger.

In accordance with the procedures detailed in s. NR 680.07(6), Wis. Adm. Code, WDNR has reviewed the plan modification request for completeness and technical adequacy and has determined that it contains the minimum information required pursuant to the aforementioned requirements and is, therefore, complete and technically adequate. WDNR has authority to issue license and plan modifications under s. 289.30(6), Wis. Stats., and s. NR 680.07(2), Wis. Adm. Code.

Badger submitted the \$1,200.00 required plan review fee for a class 2 modification on June 24, 2003.

WDNR viewed this request to be a class 2 modification as defined in s. NR 680.07(2), Wis. Adm. Code. WDNR is issuing a preliminary determination to approve a class 2 plan modification request. The attached preliminary determination includes conditions. Please review the preliminary determination carefully and submit your comments to Patrick Brady within the 45-day public comment period, which ends on January 5, 2003.



In order that the public has a chance to comment on this proposal and request a public information hearing pursuant to s. NR 680.05(7), Wis. Adm. Code, a public notice of the WDNR's preliminary determination of the class 2 modification will be published in the Wisconsin State Journal and the Milwaukee Journal Sentinel newspapers on November 21, 2003. A radio announcement will be broadcast on the same day during morning and evening drive time on radio station WFMR in Milwaukee.

After WDNR has responded to comments in accordance with s. NR 680.07(6), Wis. Adm. Code, a final determination to approve or disapprove the plan modification request will be issued. The final determination must be kept with the feasibility report and plan of operation determinations, the operating license, and all plan modifications for the licensed facility.

Please contact Patrick Brady at (414) 263-8594 if you have any questions on this preliminary determination.

Sincerely,

Franklin C. Schultz

Waste Management Program Supervisor

Southeast Region

c. SER Casefile (S. Miller, P. Brady)
Bureau WA/3 - (D. Kollash)

U.S. EPA Region 5 - (Denise Reape, DE-9J)

BEFORE THE STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES PRELIMINARY DETERMINATION TO CONDITIONALLY APPROVE A CLASS 2 MODIFICATION REQUEST TO A FEASIBILITY AND PLAN OF OPERATION REPORT

Badger Disposal of WI, Inc. Milwaukee, Wisconsin FID 241384000 WID 988580056

GENERAL FACILITY INFORMATION

Name of Facility and Location:

Badger Disposal of WI, Inc. (Badger)
5611 W. Hemlock St.
Milwaukee, WI 53223
(414) 760-9175
SW 1/4 of Section 14, Township 8 North, Range 21 East
Milwaukee County

Facility Contact:

Henry Krier, President

FINDINGS OF FACT

The Wisconsin Department of Natural Resources (WDNR) finds that:

- On April 19, 1996, WDNR issued a feasibility and plan of operation report determination to EOG Disposal, Inc. (now Badger) for a hazardous waste container storage facility at 5611 W. Hemlock St., Milwaukee. On December 16, 1996, WDNR issued to EOG Disposal, Inc. (now Badger) an operating license for hazardous waste container storage at 5611 W. Hemlock St., Milwaukee.
- 2. On May 14, 1997, WDNR issued to EOG Disposal, Inc. (now Badger) a plan modification determination for the second phase of construction of the hazardous waste management facility.
- 3. On May 6, 2003, WDNR issued to Badger a plan modification for name and ownership change and the addition of hazardous waste codes.
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- 5. On June 24, 2003, Badger submitted a class 2 plan modification for storing hazardous waste containers, two high. The modification request does not call for an increase the container storage capacity at Badger. On July 28, 2003, WDNR sent an incompleteness letter to Badger

Badger Class 2 Modification Preliminary Determination - 11/18/03

on their modification request. On August 27, 2003, Badger submitted to WDNR a response to the incompleteness letter.

- 4. Pursuant to s. NR 680.07(2), Wis. Adm. Code, WDNR finds this request to be a class 2 plan modification.
- 6. The requirements of ch. NR 103, Wis. Adm. Code, have been satisfied.

CONCLUSIONS OF LAW

- 1. WDNR has promulgated chs. NR 600 to 685, Wis. Adm. Code, establishing minimum requirements for hazardous waste management under the authority of ch. 291, Wis. Stats.
- 2. WDNR has authority pursuant to s. 289.30(6), Wis. Stats., and s. NR 680.07(2), Wis. Adm. Code, to approve a class 2 modification to a license or plan of operation.
- 3. Any person who owns or operates a hazardous waste facility and proposes to modify that facility's plan approval or license is required to submit a plan modification pursuant to s. NR 680.07, Wis. Adm. Code.
- 4. Based on the foregoing findings, WDNR has the authority, pursuant to s. 289.30(6), Wis. Stats., and s. NR 680.07(2), Wis. Adm. Code, to issue the following license and plan modification.
- 5. In accordance with s. NR 680.07, Wis. Adm. Code, WDNR concludes that the revision described in Findings of Fact no. 4. requires a class 2 license and plan modification.

DETERMINATION AND CONDITIONS

Based on the foregoing Findings of Fact and Conclusions of Law, WDNR hereby approves the June 24, 2003, class 2 modification request under s. NR 680.07, Wis. Adm. Code, and s. 289.30(6), Wis. Stats., and in accordance with the license and the most recent plan of operation approval and the conditions set forth as follows:

WDNR has the right to modify this determination and to require additional information at any time. Nothing in this conditional approval shall relieve the owner or operator of the legal obligation to comply with applicable federal, state and local requirements. Except as may be expressly provided below, no other terms or conditions of the feasibility and plan of operation approval or license, or any subsequent modifications thereto, are affected by this determination.

1. The licensee shall comply with all conditions of the license, the provisions of chs. 289 and 291, Wis. Stats., all applicable requirements of chs. 680 through 685, Wis. Adm. Code, the plan of operation approval, and all modifications thereof, and any special order and modifications

Badger Class 2 Modification Preliminary Determination - 11/18/03

thereto issued by WDNR, except as otherwise authorized by the WDNR under ss. NR 600.09 or 680.50, Wis. Adm. Code.

- 2. Badger shall store containers within the pattern laid out on the plan sheet named *Facility Drum Storage Layout*, labeled *Sheet 1 of 1*, and dated May 5, 2003.
- 3. Badger is limited to storing 720 55-gallon hazardous waste containers in the licensed hazardous waste container storage area in the Container Storage Building. Badger also has a limit of 1,500 55-gallon drums of solid non-hazardous waste in the Container Storage Building. The container storage areas in this building overlap in a defined area (Sheet 1 of 1, dated May 5, 2003) where a maximum of 872 55-gallon drums can be stored on one level and 1,744 55-gallon drums can be stored, when drums are stored two high. For hazardous waste storage, Badger will store only hazardous waste solids and lab packs two high. The total of 720 55-gallon containers of hazardous waste and 1,500 55-gallons of solid waste (2,220 55-gallons) is greater than the allotted space for the area (1,744 55-gallon drums). Badger shall use the following formula to ensure that limits on waste storage are met.

1,744 55-gallon drums = $[X \text{ (the total number of liquid hazardous waste (non-solid hazardous waste and non-labpack hazardous waste) 55-gallon drums) x 2] + Y (the total number of hazardous waste solids and lab pack 55-gallon drums) + Z (the total number of solid waste 55-gallon drums). Where <math>X + Y$ can not exceed 720 55-gallon drums, and Z can not exceed 1,500 55-gallon drums. The formula is for 55-gallon drums and their equivalents as shown in condition #7.

- 4. Badger shall not store hazardous waste liquids two high.
- 5. When storing containers two high that are greater than 20 gallons in size, Badger shall use pallets to separate the first level from the second level.
- 6. When storing containers two high, Badger shall only store containers of equal or larger size and equal or larger quantity on the bottom level.
- 7. Badger shall store and repack containers in a safe manner, whether of 5, 10, 20, 30, or 55-gallon capacity, cubic yard boxes or cubic yard super sacks. In any area, which is designed for storing 4 55-gallon containers, Badger shall not store more than 1 cubic yard box, 1 cubic yard super sack, 5 30-gallon containers, 6 20-gallon containers, 9 10-gallon containers, 12 5-gallon containers, or 16 1-gallon containers. For containers of sizes other than those listed here, Badger shall limit storage in a 4 55-gallon container area, to within the range of the above explicit container limits. Also, when storing containers of various sizes in a 4 55-gallon container area, Badger shall limit container storage in the 4 55-gallon container area by taking into consideration the above explicit limits for container size with respect to the area. (This is a revised version of Condition #79 from the April 19, 1996, FPOR determination.)
- 8. Badger shall maintain the lines on the floor of the container storage area to clearly show the container layout pattern shown on the plan sheet named *Facility Drum Storage Layout*, labeled

Badger Class 2 Modification Preliminary Determination - 11/18/03

Sheet 1 of 1, and dated May 5, 2003.

9. Badger shall revise all applicable sections of the feasibility and plan of operation report to reflect daily operations as altered by this approval and submit revised copies to the WDNR in accordance with s. NR 680.05(c), Wis. Adm. Code, within 60 days of this approval.

NOTICE OF APPEAL RIGHTS

If you believe you have the right to challenge this decision, you should know that Wisconsin statutes and administrative rules establish time periods within which requests to review department decisions must be filed. For judicial review of a decision pursuant to ss. 227.52 and 227.53, Wisconsin Statutes, you have 30 days after the decision is mailed, or otherwise served by the department, to file your decision with the appropriate circuit court and serve the petition to the department. Such a petition for judicial review shall name the Department of Natural Resources as the respondent. This notice is provided pursuant to s. 227.48(2), Wisconsin Statutes.

Please contact Patrick Brady at (414) 263-8594 if you have any questions.

WISCONSIN DEPARTMENT OF NATURAL RESOURCES FOR THE SECRETARY

Sincerely,

For

Franklin C. Schultz

Waste Management Team Supervisor

Southeast Region

Patrick Brady

Waste Management Engineer

Southeast Region

PUBLIC NOTICE BEFORE THE STATE OF WISCONSIN NOTICE OF FILING A PRELIMINARY DETERMINATION TO APPROVE A PLAN MODIFICATION REQUEST FOR BADGER DISPOSAL OF WI, INC. MILWAUKEE, WISCONSIN

NOTICE IS HEREBY GIVEN, that the Department of Natural Resources (WDNR) has determined that the plan modification request submitted by Badger Disposal of WI, Inc. (Badger) on June 24, 2003, is complete and technically adequate. The facility is located at 5611 W. Hemlock St., Milwaukee, Wisconsin.

Badger has a hazardous waste container storage license. The purpose of this plan modification request is to allow Badger to store containers two high in their licensed hazardous waste container storage area. This plan modification does not increase the container storage capacity at Badger.

The public is invited to submit written comments on the Badger plan modification within 45 days from the date of publication of this notice, November 21, 2003. The public comment period ends on January 5, 2004. Comments shall be addressed to Patrick Brady, WDNR, P.O. Box 12436, Milwaukee, Wisconsin 53212.

A written request for a public informational hearing may be filed with the Secretary of the Department by any county, city, village, town, or any person affected by the proposed facility within 45 days after publication of this notice. All hearing requests should be filed either by delivery to the Office of the Secretary of the WDNR at 101 South Webster Street, Madison, Wisconsin 53707, or by certified mail addressed to the Secretary, WDNR, P.O. Box 7921, Madison, Wisconsin 53707.

Interested individuals may submit written comments and/or requests to the WDNR to hold a public informational hearing on this proposed modification. Written comments and/or requests should include:

- 1. A statement of the person's interest or concern in the license application.
- 2. A statement of the action the person wishes the WDNR to take, including specific references to sections of the approval that the person believes should be changed, and/or the issues the person would like the WDNR to address at the hearing.
- 3. The statement of the reason supporting the person's position, stated with sufficient specificity so as to allow the WDNR to investigate the merits of the person's position, including reasons for requesting a public informational hearing.

If a public hearing is requested and scheduled, the hearing shall be conducted as an informational hearing utilizing the procedures in s. 277.18, Wisconsin Statutes. A notice of the hearing will be made in local newspapers and over a local radio station.

After the close of the public comment period and before issuing the plan modification, the WDNR will evaluate all comments received. Each person who submitted written comments or requested notice of a decision will receive notice of the final decisions of WDNR. At the same

time, the WDNR will also respond to all significant comments, specify if there are any changes and indicate whether additional comments or new materials have been included in the administrative record.

Copies of the administrative record including the plan modification request and the draft plan modification determination are available for public review at the following location:

WDNR, Southeast Region Headquarters, 2300 N. Dr. Martin Luther King Jr. Drive, Milwaukee, WI 53212.

At the Southeast Region Headquarters, appointments for reviewing the administrative record can be made by calling (414) 263-8500.

Dated at Milwaukee, Wisconsin, November 18, 2003.

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES For the Secretary

Franklin C. Schultz

Waste Management Team Supervisor

Southeast Region

Brady, Pat J

From:

Brady, Pat J

Sent:

Thursday, November 13, 2003 3:47 PM

To:

'mschuster@mkeradiogrp.com'

Subject:

Radio Announcement

Mike Schuster WFMR 414/978-9000

Hello,

The following radio announcement is to be broadcast on the station, WFMR, during morning and evening drive time on Friday, November 21, 2003. The areas in black in the radio announcement can be deleted if their is not enough space. Please contact me if you have any questions.

Thanks for your efforts,

A Patrick Brady

Waste Management Engineer

Southeast Region - Milwaukee Service Center Wisconsin Department of Natural Resources

(() phone:

(414) 263-8594

(() fax:

(414) 263-8716

(+) e-mail:

pat.brady@dnr.state.wi.us

RADIO ANNOUNCEMENT

Badger Disposal of WI, Inc. is seeking from the Wisconsin Department of Natural Resources a plan modification to their hazardous waste management container storage operating license for their facility at 5611 West Hemlock Street, Milwaukee. The modification will allow Badger to store containers two high in their licensed container storage area. This plan modification does not increase the container storage capacity at Badger.

WDNR believes this modification of the Badger license will meet state environmental requirements and intends to approve the modification.

Before taking these actions, you can review files, provide written comments, and request a public hearing.

Files can be reviewed at WDNR offices at 2300 North Dr. Martin Luther King Jr. Drive, Milwaukee.

Comments or requests for a hearing, can be filed with Patrick Brady, DNR, PO Box 12436, Milwaukee, 53212, within the 45-day public comment period starting on November 21, 2003, and ending on January 5, 2004.

For more information contact Patrick Brady at 414/263-8594.

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CONVERSATION RECORD		TIME 0900 hrs	DATE Oct 23, 2003	
TYPE VISIT CO	ONFERENCE	TELEPHONE	INCOMING OUTGOING	
LOCATION OF VISIT/CONFERENCE: Room 815 - Jennifer Dodds and Todd Ra	amaly present			
NAME OF PERSON(S) CONTACTED OR IN CONTACT WITH YOU	ORGANIZATI	ON (OFFICE, DEPT., BUREAU, ETC.	PHONE NO.	
Kandylee Schmidt (C.O.) Henry Krier (President)	Badger Disposal of Wisconsin Inc. (formerly EOG Disposal, Inc.)		(414) 760-9175 ext.221	
subject Badger's Federal Permit Status				
Todd Ramaly and myself spoke with H. Krier and K. Schmidt about the current physical status of their facility as well as any future plans they have for new development that would be included in their federal permit. At present they are a transfer and storage facility that does not do any type of treatment or stabilization of wastes. They transfer and store wastes from and into 55 gallon drums, Super Sacks, Totes, Lab Packs, and Cubic Boxes. They are proposing to handle all of the wastes as CC materials, unless they can be proven to be exempt. Krier and Schmidt were asked to review the CFR 264.1080 - 264.1091 Subpart CC Air Emission Standards further. They are also to evaluate whether to apply for a federal permit prior to their WDNR license renewal, or to consolidate the two processes. They were reminded that they are not to handle the wastes which Wisconsin is not authorized for until they do receive their federal permit. ACTION REQUIRED Krier and Schmidt are to review the CFR Subpart CC regulations as well as their two options for applying for their RCRA federal permit. They are to contact Dodds with their decision by phone. They are aware that in the interim they are not to be accepting any wastes which Wisconsin is not authorized. These wastes were summarized in a previous conversation record dated July 14, 2003.				
PERSON DOCUMENTING CONVERSATION	SIGNA	TURE	DATE	
Jennifer Dodds			Oct 23, 2003	
ACTION TAKEN				
SIGNATURE	TITLE	Environmental Scientist	DATE	
J.Stubenrauch, 2/24/2000, F:\USER\SHARE\STUBENFORMS\PHONECONVERSATION.PC				

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CONVERSATION RECORD		тіме 0915 hrs	date July 14, 2003	
TYPE VISIT CONF LOCATION OF VISIT/CONFERENCE: 08075	ERENCE	TELEPHONE	INCOMING OUTGOING	
NAME OF PERSON(S) CONTACTED OR IN CONTACT WITH YOU ORGANIZATION (OFFICE, DEPT., BUREAU, ETC. PHONE NO.				
	Badger Disposal of Wisconsin Inc. (formerly EOG Disposal, Inc.)		(414) 760-9175 ext.221	
_{subject} Badger's Federal Permit Status				
I briefed Schmidt about the problems EPA has with Badger's most recent modification to their WDNR license. First, Wisconsin hasn't been authorized for several of the waste codes mentioned in the modification. I told her that, typically, U.S. EPA would approve those waste codes in a federal permit. However, we don't seem to have a record of a federal permit at Badger. Schmidt agreed that there wasn't a federal permit. She also confirmed that they do store off-site wastes for longer than 10-days so they would not be considered a transfer facility. I asked her about applying for a federal permit and she said there have been no major changes to the facility since the original application (actually a Feasibility and Plan of Operations Report - the Wisconsin version of a Part B application) was sent to EPA in 1994. She said Badger would not want to rewrite the application until they needed to reapply for their license from WDNR, in about 18 months.				
Check with H. Croke to see what option recommended by management: 1) ask for a new permit application and proceed to review and potentially issue permit; 2) use the old application and process a new permit; or 3) wait until they reapply for their WDNR license.				
PERSON DOCUMENTING CONVERSATION	SIGN	ATURE	DATE	
Todd D. Ramaly			July 14, 2003	
After discussing the issue with H. Croke, we agreed that we should attempt to use the existing application to process a new federal permit so that the waste codes could be added along with subpart CC controls. At 1030hrs, I called Ms. Schmidt to relay this information. I also stated that she shouldn't handle the wastes which Wisconsin is not authorized for until she gets the federal permit. According to our authorization section, Wisconsin is not authorized to recognize K-listed wastes numbered 156 or higher, P-listed wastes numbered 127 or higher, and U-listed wastes numbered 248 or higher.				
SIGNATURE	TITLE	Environmental Scientist	DATE July 14, 2003	
J.Stubenrauch, 2/24/2000, F:\USER\SHARE\STUBENFORMS\PHONECONVERSATION.PC				

WID 988 580 OSG EOG DISPOSAL BADGER DISPOSAL

CONVERSATION RECORD		тіме 0915 hrs	DATE July 14, 2003	
TYPE VISIT CO LOCATION OF VISIT/CONFERENCE: 08075	NFERENCE	TELEPHONE	INCOMING OUTGOING	
NAME OF PERSON(S) CONTACTED OR IN CONTACT WITH YOU				
Kandylee Schmidt	Badger Disposal of Wisconsin Inc. (formerly EOG Disposal, Inc.)		(414) 760-9175 ext.221	
_{subject} Badger's Federal Permit Status				
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Todd D. Ramaly	1	who a think	July 14, 2003	
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J.Stubenrauch 2/24/2000 F \USER\SHARE\STUBEN	VEORMS'	APHONECONVERSATION PC		

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State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor Scott Hassett, Secretary Gloria L. McCutcheon, Regional Director Southeast Region Headquarters 2300 N. Dr. Martin Luther King, Jr. Drive PO Box 12436 Milwaukee, Wisconsin 53212-0436 Telephone 414-263-8500 FAX 414-263-8713

July 17, 2003

In Response Refer To: FID#241384000 HW/LIC

Henry Krier, President Badger Disposal of WI, Inc. 5611 West Hemlock Street Milwaukee, WI 53223

RE:

Badger Disposal of WI Inc., 5611 West Hemlock Street, Milwaukee, WI EPA ID# WID 988580056, Conditional Class 1 Plan Modification Preliminary Determination/Clarification of Hazardous Waste Container Storage Capacity

Dear Mr. Krier:

The Wisconsin Department of Natural Resources (WDNR) acknowledges receipt of the May 7, 2003, letter from Badger Disposal of WI, Inc. (Badger) regarding hazardous waste container storage capacity and the attached *Facility Drum Storage Layout*, Sheet 1 of 1. WDNR concurs with Badger's assessment of 720 55-gallon containers of hazardous waste as the capacity of the container storage area. WDNR is clarifying the container hazardous waste storage capacity of 720 55-gallon containers through a class 1 plan modification conditional determination. This letter serves notice that WDNR has completed its review and is issuing a preliminary determination at this time to Badger to clarify the hazardous waste storage capacity.

Based on WDNR's recent inspections of the facility and a review of the file, WDNR felt that a clarification was needed on Badger's container storage capacity. WDNR realizes that there is some confusion as to the licensed container storage capacity of the facility based on the April 19, 1996, Feasibility and Plan of Operation Report (FPOR) Determination and the associated layouts in the FPOR. The April 19, 1996, FPOR Determination explains that after Phase 2 construction is approved, Badger will be licensed to store 720 55-gallon containers but refers to the layout shown on Figure 1 in Attachment 18 of the FPOR, which only allows for 468 containers. In order to resolve this confusion, WDNR requested Badger to submit a revised container storage layout in an April 21, 2003, letter. Badger responded in the May 7, 2003, letter.

WDNR has two items in the May 7, 2003, letter that we can not concur with at this time. In the 5th paragraph of the letter, Badger states that, "Total storage capacity combining 1,500 - 55 gallon drums of solid waste and 720 - 55 gallon drums of hazardous waste is 2,200 gallons." Badger uses the same storage area for both solid and hazardous waste. If a container space is used for solid waste, tht space cannot be used for hazardous waste storage. As a condition in this determination, WDNR is requiring that in addition to the maximum capacities listed above (720 - 55 gallon containers for hazardous waste and 1500 - 55 gallon containers for solid waste), Badger must apply the following formula to determine the interconnected capacities of solid and hazardous waste. The formula is [(X solid waste containers)/2] + Y hazardous waste containers = (or less than) 750, where X is the number of solid waste containers, Y is the number of hazardous waste containers, and 750 is the number of available spaces on one level.



If Badger is interested in storing hazardous waste containers at 2 high or increasing the hazardous waste storage capacity, WDNR will not be able to make a determination on this request without going through a class 2 modification. If Badger would like to further pursue this option, Badger should submit a plan modification request. WDNR has received badger's June 24, 2003 class 2 modification request and we are currently in the process of reviewing the request.

You may submit written comments to WDNR regarding this preliminary determination within 15 days of the date of this letter. A final determination may be issued thereafter based on comments we receive. Because this is a class 1 modification, if no written comments are received by WDNR by the end of the 15-day comment period, then the preliminary determination will become a final determination. This plan modification must be kept with FPOR determination, the operating license, and all plan modifications for the licensed facility.

PRELIMINARY AND FINAL DETERMINATION

FINDINGS OF FACT

The Department finds that:

- On April 19, 1996, WDNR issued a favorable FPOR determination for hazardous waste container storage to EOG Disposal Inc. for the facility at 5611 West Hemlock Street, Milwaukee. On December 16, 1996, WDNR issued the initial operating license for hazardous waste container storage to EOG Disposal Inc.
- 2. On May 14, 1997, WDNR issued a modification determination for the second phase of construction at EOG Disposal Inc.
- 3. On June 17, 2003, WDNR issued a class 1 modification determination regarding a change in ownership, a name change from EOG Disposal, Inc. to Badger Disposal of WI, Inc., and the addition of some K, P and U wastes codes.
- 4. On April 21, 2003, WDNR sent a letter to Badger, requesting Badger to submit a revised container storage layout. On May 7, 2003, Badger submitted a response.
- 5. WDNR inspected the facility on December 13, 2002. On January 8, 2003, WDNR sent a notice of non-compliance to the facility regarding container storage management at the facility. Follow-up inspections were conducted on March 27, 2003, and April 9, 2003. Badger is working to address container storage management at the facility.

CONCLUSIONS OF LAW

- 1. WDNR has promulgated chs. NR 600 to 685, Wis. Adm. Code, establishing minimum requirements for hazardous waste management under the authority of ch. 291, Wis. Stats.
- 2. WDNR has authority pursuant to s. 289.30(6), Wis. Stats, and s. NR 680.07(1), Wis. Adm. Code, to approve a class 1 modification to a license or plan of operation.
- 3. In accordance with s. NR 680.07, Wis. Adm. Code, WDNR concludes that the clarification described in Findings of Fact #3 require a class 1 license and plan modification.

DETERMINATION AND CONDITIONS

Based on the foregoing Findings of Fact and Conclusions of Law, WDNR hereby approves the this class 1 modification request regarding container storage cpacity under s. NR 680.07, Wis. Adm. Code, and s. 289.30(6), Wis. Stats., and in accordance with the license and the most recent plan of operation approval and the conditions set forth as follows:

WDNR has the right to modify this determination and to require additional information at any time. Nothing in this conditional approval shall relieve the owner or operator of the legal obligation to comply with applicable federal, state and local requirements. Except as may be expressly provided below, no other terms or conditions of the FPOR approval or license, or any subsequent modifications thereto, are affected by this determination.

- 1. The licensee shall comply with all conditions of the license, the applicable provisions of chs. 280, 281, 283, 285, 287, 289, 291, 292, 293, and 299, Wis. Stats., all applicable requirements of chs. NR 680 through 685, Wis. Adm. Code, the plan of operation approval, and all modifications thereof, and any special order and modifications thereto issued by WDNR, except as otherwise authorized by WDNR under ss. NR 600.09 or 680.50, Wis. Adm. Code.
- 2. The maximum amount of hazardous waste containers that can be stored at Badger is 720 55-galllon containers, or an equivalent based on the size of the containers as explained in condition #79 of the April 19, 1996, FPOR determination. Since solid waste containers are stored in the same area that is used to store hazardous waste containers, the hazardous waste container storage capacity is also limited and determined by the number of solid waste containers stored. Badger must also use the following formula to determine the hazardous waste storage capacity, [(X solid waste containers)/2] + Y hazardous waste containers = (or les than) 750. Where X is the number of solid waste containers, Y is the number of hazardous waste containers, and 750 is is the number of available spaces on one level.
- 3. Badger shall store containers within the pattern shown in the *Facility Drum Storage Layout*, Sheet 1 of 1, of the May 7, 2003, submittal from Badger.
- 4. Badger shall maintain an adequate 3-foot aisle space between rows of containers
- 5. Within 60 days of the date of this determination, Badger shall mark lines on the floor of the container storage area to clearly show the container layout pattern shown in the *Facility Drum Storage Layout*, Sheet 1 of 1, of the May 7, 2003, submittal.
- 6. Badger shall not store hazardous waste containers and solid waste containers within the same 4 55-gallon container unit.
- 7. If Badger wants to expand the hazardous waste storage capacity or store hazardous waste containers 2 high, Badger must submit a class 2 modification request.
- 8. If no written comments are received by WDNR within the 15-day comment period, this preliminary determination shall become WDNR's final determination. If comments are received, a final determination will be issued after WDNR evaluates the comments.

NOTICE OF APPEAL RIGHTS

If you believe you have the right to challenge this decision, you should know that Wisconsin statutes and administrative rules establish time periods within which requests to review WDNR decisions must be filed. For judicial review of a decision pursuant to ss. 227.52 and 227.53, Wis. Stats., you have 30 days after the decision is mailed, or otherwise served by WDNR, to file your decision with the appropriate circuit court and serve the petition to the WDNR. Such a petition for judicial review shall name the Department of Natural Resources as the respondent. This notice is provided pursuant to s. 227.48(2), Wis. Stat.

Please contact Patrick Brady at (414) 263-8594 if you have any questions.

WISCONSIN DEPARTMENT OF NATURAL RESOURCES FOR THE SECRETARY

Sincerely,

Franklin C. Schultz

Waste Management Team Supervisor

Southeast Region

Patrick Brady

Waste Management Engineer

c. SER Casefile (S. Miller, P. Brady)
Bureau - WA/3 (Dave Kollash)

Denise Reape - U.S. EPA - Region 5, DE-9J



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor 23 Scott Hassett, Secretary Gloria L. McCl (C) eon, Regional Director

Southeast Region Headquarters 2300 N. Dr. Martin Luther King, Jr. Drive PO Box 12436 Milwaukee, Wisconsin 53212-0436 Telephone 414-263-8500 FAX 414-263-8713

JUN 2 6 2003

June 17, 2003

Technical Support and Fermits Section In Response Refer To: FID#241384000
Waste Management Branch
Waste, Pesticides and Toxics Division
U.S. EPA - Region 5

Kandylee Schmidt, Compliance Officer
Badger Disposal of WI, Inc. (EOG Disposal Inc.)
5611 West Hemlock Street
Milwaukee, WI 53223

RE: EOG Disposal Inc. (Badger Disposal of WI, Inc.), 5611 West Hemlock Street, Milwaukee, WI EPA ID# - WID 988580056, Conditional Class 1 Plan Modification Final Determination Name and Ownership Change

Dear Ms. Schmidt:

On May 6, 2003, the Wisconsin Department of Natural Resources (WDNR) sent out a preliminary class 1 plan modification determination to Badger Disposal of WI Inc. (Badger) for a change in name and owner and addition of waste codes. On May 7, 2003, Badger submitted a license application to show the change of property ownership to Badger Investment Realty, LLC. No other comments were received on the May 6, 2003, preliminary determination. With the incorporation of the above change, the determination is now issued as final.

On April 9, 2003, EOG Disposal Inc. (EOG) requested a class 1 plan modification request regarding the transfer of ownership and a change of name of the EOG licensed hazardous waste storage facility. On March 7, 2003, EOG also submitted a modification request, which included the addition of K, P and U waste codes for EOG. In order to incorporate the transfer of ownership, the requested name change from EOG Disposal Inc. to Badger Disposal of WI, Inc., and the addition of the waste codes, WDNR is issuing a class 1 plan modification final determination.

This plan modification must be kept with the feasibility and plan of operation report (FPOR) determination, the operating license, and all plan modifications for the licensed facility.

FINAL DETERMINATION

FINDINGS OF FACT

The Department finds that:

- 1. On April 19, 1996, WDNR issued a favorable feasibility and plan of operation report determination for hazardous waste container storage to EOG for the facility at 5611 West Hemlock Street, Milwaukee. On December 16, 1996, WDNR issued the initial operating license for hazardous waste container storage.
- 2. On March 7, 2003, EOG submitted a class 1 modification request regarding a change in ownership, a name change from EOG Disposal, Inc. to Badger Disposal of WI, Inc., and the



addition of some K, P and U wastes codes. The March 7, 2003, submittal included a check for \$300.00 to cover the review fee for a class 1 modification for a hazardous waste container storage facility.

- 3. On April 9, 2003, EOG submitted a revised class 1 modification request regarding a change in ownership and a name change from EOG Disposal, Inc. to Badger Disposal of WI, Inc. The submittal included a filled out hazardous waste facility license application, 2 copies of revised Part A notification forms, and a copy of the transfer of ownership.
- 4. The transfer of ownership from Vil-Kri Investments, LLC, (the owner of the EOG licensed hazardous waste storage facility) was completed effective January 31. 2003. The new owner of the Badger property is Badger Investment Realty, LLC.
- 5. On April 24, 2003, EOG faxed me a copy of correspondence with their attorney and the State of Wisconsin Department of Financial Institutions regarding the name change.
- 6. On May 6, 2003, WDNR issued a preliminary determination. On May 7, 2003, Badger submitted a revised license application to reflect a change in the owner of the property.
- 7. WDNR inspected the facility on December 13, 2002. On January 8, 2003, WDNR sent a notice of non-compliance to the facility regarding container storage management at the facility. Follow-up inspections were conducted on March 27, 2003, and April 9, 2003. EOG is working to address container storage management at the facility. In an April 21, 2003, letter, WDNR requested a clarification from EOG on the capacity and configuration of container storage area.

CONCLUSIONS OF LAW

- 1. WDNR has promulgated chs. NR 600 to 685, Wis. Adm. Code, establishing minimum requirements for hazardous waste management under the authority of ch. 291, Wis. Stats.
- 2. WDNR has authority pursuant to s. 289.30(6), Wis. Stats, and s. NR 680.07(1), Wis. Adm. Code, to approve a class 1 modification to a license or plan of operation.
- 3. In accordance with s. NR 680.07, Wis. Adm. Code, WDNR concludes that the revisions described in Findings of Fact #2. And #3 require a class 1 license and plan modification.

DETERMINATION AND CONDITIONS

Based on the foregoing Findings of Fact and Conclusions of Law, WDNR hereby approves the April 9, 2003, and March 7, 2003, class 1 modification requests under s. NR 680.07, Wis. Adm. Code, and s. 289.30(6), Wis. Stats., and in accordance with the license and the most recent plan of operation approval and the conditions set forth as follows:

WDNR has the right to modify this determination and to require additional information at any time. Nothing in this conditional approval shall relieve the owner or operator of the legal obligation to comply with applicable federal, state and local requirements. Except as may be expressly provided below, no other terms or conditions of the feasibility and plan of operation approval or license, or any subsequent modifications thereto, are affected by this determination.

- 1. The licensee shall comply with all conditions of the license, the applicable provisions of chs. 280, 281, 283, 285, 287, 289, 291, 292, 293, and 299, Wis. Stats., all applicable requirements of chs. NR 680 through 685, Wis. Adm. Code, the plan of operation approval, and all modifications thereof, and any special order and modifications thereto issued by WDNR, except as otherwise authorized by WDNR under ss. NR 600.09 or 680.50, Wis. Adm. Code.
- 2. In accordance with s. NR 680.44, Wis. Adm. Code, EOG (Badger Disposal of WI., Inc.) shall within 6 months of the transfer of responsibility (January 31, 2003 plus 6 months would be July 31, 2003) shall demonstrate compliance to WDNR with the closure, long-term care, financial responsibility and liability requirements in s. NR 600.05, and chs. NR 630 to 685, including ss. NR 685.05, 685.06, 685.07 and 685.08, Wis. Adm. Code.
- 3. With this modification, EOG (Badger Disposal of WI., Inc.) is now able to accept the following waste codes: K156, K157, K158, K159, K161, K174, K175, K169, K170, K171, K172, P127, P128, P185, P188, P189, P190, P191, P192, P194, P196, P197, P198, P199, P201, P202, P203, P204, P205, U271, U278, U279, U280, U364, U367, U372, U373, U387, U389, U394, U395, U404, U409, and U411.

NOTICE OF APPEAL RIGHTS

If you believe you have the right to challenge this decision, you should know that Wisconsin statutes and administrative rules establish time periods within which requests to review WDNR decisions must be filed. For judicial review of a decision pursuant to ss. 227.52 and 227.53, Wis. Stats., you have 30 days after the decision is mailed, or otherwise served by WDNR, to file your decision with the appropriate circuit court and serve the petition to the WDNR. Such a petition for judicial review shall name the Department of Natural Resources as the respondent. This notice is provided pursuant to s. 227.48(2), Wis. Stat.

Please contact Patrick Brady at (414) 263-8594 if you have any questions.

WISCONSIN DEPARTMENT OF NATURAL RESOURCES FOR THE SECRETARY

Sincerely,

Franklin C. Schultz

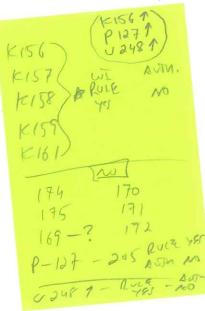
Waste Management Team Supervisor

Southeast Region

Patrick Brady

Waste Management Engineer

c. SER Casefile (S. Miller, P. Brady)
Bureau - WA/3 (Dave Kollash)
Denise Reape - U.S. EPA - Region 5, DE-9J



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State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor Scott Hassett, Secretary Gloria L. McCutcheon, Regional Director Southeast Region Headquarters 2300 N. Dr. Martin Luther King, Jr. Drive PO Box 12436 Milwaukee, Wisconsin 53212-0436 Telephone 414-263-8500 FAX 414-263-8713

May 6, 2003

In Response Refer To: FID#241384000

HW/APPR

Kandylee Schmidt, Compliance Officer Badger Disposal of WI, Inc. (EOG Disposal Inc.) 5611 West Hemlock Street Milwaukee, WI 53223

RE:

EOG Disposal Inc. (Badger Disposal of WI, Inc.), 5611 West Hemlock Street, Milwaukee, WI EPA ID# - WID 988580056, Conditional Class 1 Plan Modification Preliminary Determination

Dear Ms. Schmidt:

This letter acknowledges receipt by the Wisconsin Department of Natural Resources (WDNR) of the April 9, 2003, class 1 plan modification request from EOG Disposal Inc. (EOG) regarding the transfer of ownership and a change of name of the EOG licensed hazardous waste storage facility. On March 7, 2003, EOG also submitted a modification request, which included the addition of K, P and U waste codes for EOG. In order to incorporate the transfer of ownership, the requested name change from EOG Disposal Inc. to Badger Disposal of WI, Inc., and the addition of the waste codes, WDNR is issuing a class 1 plan modification determination. This letter serves notice that WDNR has completed its review of the modification request and is issuing a preliminary determination at this time which will incorporate the requested changes.

You may submit written comments to WDNR regarding this preliminary determination within 30 days of the date of this letter. A final determination may be issued thereafter based on comments we receive. Because this is a class 1 modification, if no written comments are received by WDNR by the end of the 30-day comment period, then the preliminary determination will become a final determination. This plan modification must be kept with the feasibility and plan of operation report (FPOR) determination, the operating license, and all plan modifications for the licensed facility.

PRELIMINARY AND FINAL DETERMINATION

FINDINGS OF FACT

The Department finds that:

- 1. On April 19, 1996, WDNR issued a favorable feasibility and plan of operation report determination for hazardous waste container storage to EOG for the facility at 5611 West Hemlock Street, Milwaukee. On December 16, 1996, WDNR issued the initial operating license for hazardous waste container storage.
- 2. On March 7, 2003, EOG submitted a class 1 modification request regarding a change in ownership, a name change from EOG Disposal, Inc. to Badger Disposal of WI, Inc., and the addition of some K, P and U wastes codes. The March 7, 2003, submittal included a check for



\$300.00 to cover the review fee for a class 1 modification for a hazardous waste container storage facility.

- 3. On April 9, 2003, EOG submitted a revised class 1 modification request regarding a change in ownership and a name change from EOG Disposal, Inc. to Badger Disposal of WI, Inc. The submittal included a filled out hazardous waste facility license application, 2 copies of revised Part A notification forms, and a copy of the transfer of ownership.
- 4. The transfer of ownership of Vil-Kri Investments, L.L.C., (the owner of the EOG licensed hazardous waste storage facility) was completed effective January 31. 2003.
- 5. On April 24, 2003, EOG faxed me a copy of correspondence with their attorney and the State of Wisconsin Department of Financial Institutions regarding the name change.
- 6. WDNR inspected the facility on December 13, 2002. On January 8, 2003, WDNR sent a notice of non-compliance to the facility regarding container storage management at the facility. Follow-up inspections were conducted on March 27, 2003, and April 9, 2003. EOG is working to address container storage management at the facility. In an April 21, 2003, letter, WDNR requested a clarification from EOG on the capacity and configuration of container storage area.

CONCLUSIONS OF LAW

- 1. WDNR has promulgated chs. NR 600 to 685, Wis. Adm. Code, establishing minimum requirements for hazardous waste management under the authority of ch. 291, Wis. Stats.
- 2. WDNR has authority pursuant to s. 289.30(6), Wis. Stats, and s. NR 680.07(1), Wis. Adm. Code, to approve a class 1 modification to a license or plan of operation.
- 3. In accordance with s. NR 680.07, Wis. Adm. Code, WDNR concludes that the revisions described in Findings of Fact #2. And #3 require a class 1 license and plan modification.

DETERMINATION AND CONDITIONS

Based on the foregoing Findings of Fact and Conclusions of Law, WDNR hereby approves the April 9, 2003, and March 7, 2003, class 1 modification requests under s. NR 680.07, Wis. Adm. Code, and s. 289.30(6), Wis. Stats., and in accordance with the license and the most recent plan of operation approval and the conditions set forth as follows:

WDNR has the right to modify this determination and to require additional information at any time. Nothing in this conditional approval shall relieve the owner or operator of the legal obligation to comply with applicable federal, state and local requirements. Except as may be expressly provided below, no other terms or conditions of the feasibility and plan of operation approval or license, or any subsequent modifications thereto, are affected by this determination.

1. The licensee shall comply with all conditions of the license, the applicable provisions of chs. 280, 281, 283, 285, 287, 289, 291, 292, 293, and 299, Wis. Stats., all applicable requirements of chs. NR 680 through 685, Wis. Adm. Code, the plan of operation approval, and all modifications thereof, and any special order and modifications thereto issued by WDNR, except as otherwise authorized by WDNR under ss. NR 600.09 or 680.50, Wis. Adm. Code.

- 2. In accordance with s. NR 680.44, Wis. Adm. Code, EOG (Badger Disposal of WI., Inc.) shall within 6 months of the transfer of responsibility (January 31, 2003 plus 6 months would be July 31, 2003) shall demonstrate compliance to WDNR with the closure, long-term care, financial responsibility and liability requirements in s. NR 600.05, and chs. NR 630 to 685, including ss. NR 685.05, 685.06, 685.07 and 685.08, Wis. Adm. Code.
- 3. With this modification, EOG (Badger Disposal of WI., Inc.) is now able to accept the following waste codes: K156, K157, K158, K159, K161, K174, K175, K169, K170, K171, K172, P127, P128, P185, P188, P189, P190, P191, P192, P194, P196, P197, P198, P199, P201, P202, P203, P204, P205, U271, U278, U279, U280, U364, U367, U372, U373, U387, U389, U394, U395, U404, U409, and U411
- 4. If no written comments are received by WDNR within the 30-day comment period, this preliminary determination shall become WDNR's final determination. If comments are received, a final determination will be issued after WDNR evaluates the comments.

NOTICE OF APPEAL RIGHTS

If you believe you have the right to challenge this decision, you should know that Wisconsin statutes and administrative rules establish time periods within which requests to review WDNR decisions must be filed. For judicial review of a decision pursuant to ss. 227.52 and 227.53, Wis. Stats., you have 30 days after the decision is mailed, or otherwise served by WDNR, to file your decision with the appropriate circuit court and serve the petition to the WDNR. Such a petition for judicial review shall name the Department of Natural Resources as the respondent. This notice is provided pursuant to s. 227.48(2), Wis. Stat.

Please contact Patrick Brady at (414) 263-8594 if you have any questions.

WISCONSIN DEPARTMENT OF NATURAL RESOURCES FOR THE SECRETARY

Sincerely,

Franklin C. Schultz

Waste Management Team Supervisor

Southeast Region

Patrick Brady

Waste Management Engineer

c. SER Casefile (S. Miller, P. Brady)
Bureau - WA/3 (Dave Kollash)
Denise Reape - U.S. EPA - Region 5, DE-9J

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ORC ATTORNEY ASSIGNMENT FORM				
CASE/MATTER NAME: Badger Disposal of	Wisconsin, Inc.			
PROGRAM ASSIGNEE: Jennifer Dodds, TSI	P-section, WMB, WPTD	PHONE : 886-1484		
FACILITY NAME: Badger Disposal of Wisc	onsin, Inc. (formerly EOG Disposal, I	nc.)		
ADDRESS: 5611 West Hemlock Street	CITY: Milwaukee	COUNTY: Milwaukee		
STATE: Wisconsin	ZIP CODE : 53223 USEPA ID# WID 988 580			
PROPOSED DEFENDANTS/RESPONDENTS/PRPS:				
ADMINISTRATIVE ENFORCEMENT []	JUDICIAL ENFORCEMENT []			
BID PROTEST [] PROTEST NO.				
GRANT ASSISTANCE DISPUTE [] AGRE	EMENT NO. AUDIT NO.	VALUENCE		
PERMIT [] DEFENSIVE CASE [] AF	PEALED TO EAB [] OTHER CO	UNSEL MATTER []		
LAW/SECTION (STATUTE and SECTION which authorize action, e.g. CAA/113(d) penalty order, CERCLA/106 AO response action, RCRA/3008(a) complaint and penalty order):				
RCRA Section 3004 "Standards Applicable to Owners and Operators of Hazardous Waste Treatment, Storage, and Disposal Facilities"				
RCRA Section 3005 "Permits for Treatment, Storage, and Disposal of Hazardous Waste"				
LAW/SECTION (STATUTE and SECTION violated, or that provides requirement to be enforced, e.g., RCRA/3004, CAA/112): RCRA				
POLLUTANTS: Storage of hazardous waste materials including combustible waste, laboratory waste, waste oil, paint waste, solvent waste, and other organic and inorganic materials.				
Is matter in geographic initiative area? Which one?				
Is matter multi-media? No				
COMMENTS: The site is being evaluated for EJ concerns.				
PROGRAM PERSON TO WHOM THIS FORM RETURNED WHEN COMPLETED: Jennifer Dodds				
ORC ATTORNEY ASSIGNMENT (Completed By ORC Section Chiefs)				
DATE RECEIVED: 10/9/03	BRANCH: MMI	SECTION:1/Fox		
ATTORNEY NAME: Robert Guenther	PHONE: 6-0566 DATE ASSIGNED:			
ORC MANAGER: PLEASE FORWARD COMPLETED FORM TO CHERYL KLEBENOW, C-29A. (886-6771)				
TO BE COMPLETED BY ORC DOCKET ANALYST				
RMTS MATTER NUMBER: 05-9		(March 1996 version)		

